

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully compared Senate Bill No. 418, and find same correctly engrossed.

SMITH, Acting Chairman.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully compared Senate Bill No. 57, and find same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully compared Senate Bill No. 139, and find same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully compared Senate Bill No. 426, and find same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully compared Senate Bill No. 104, and find the same correctly engrossed.

HALL, Acting Chairman.

FORTY-FIFTH DAY.

Senate Chamber,
Austin, Texas,
Wednesday, March 17, 1915.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was

called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McGregor.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

McCollum.	Robbins.
McNealus.	Westbrook.

Prayer by Rev. Hugh B. Atkins of Austin.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Nugent.

Excused.

On account of important business: Senator Morrow, for non-attendance, Monday and yesterday, on motion of Senator Townsend.

Senator Westbrook, for non attendance, Monday, yesterday and today, on motion of Senator Townsend.

See Appendix for Standing Committee Reports and Petitions and Memorials.

House Bill No. 66.

The first page of the engrossed bill, H. B. No. 66, having been lost, possibly in printing same, Senator Lattimore asked unanimous consent to replace the lost page with an exact copy of the said lost page.

There was no objection.

Simple Resolution No. 138.

By Senator Townsend:

Be it Resolved by the Senate, that when the Senate adjourns this day that it do so in honor to the memory of "St. Patrick's Day" and Home

Rule for Ireland, and be it further resolved, that a page of the Journal be appropriately arranged by the Journal Clerk and set aside in memory of said cause.

The resolution was read and adopted.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

House Bill No. 9, A bill to be entitled "An Act to establish a State Board of Forestry and to promote forest interests in the State," with engrossed rider.

House Bill No. 663, A bill to be entitled "An Act creating the Shepherd Independent School District in San Jacinto County, Texas, and defining the boundaries; providing for the election of a board of trustees hereof and defining their duties, powers and authority; authorizing said board of trustees to levy, assess and collect the tax of not exceeding twenty-five cents on the one hundred dollars valuation of all property in said district subject to taxation for the purpose of purchasing or constructing public free school buildings and sites therefor, within the district, and to issue bonds for such purposes, and to levy, assess and collect a tax of not exceeding fifty cents on the one hundred dollars valuation of such property for maintenance and support of its schools; requiring and providing for elections on the proposition to levy such taxes and issuance of bonds; for the assessment and collection of such taxes; and investing said district and the board of trustees thereof with all the rights, powers, privileges and duties conferred and imposed by general laws upon independent school districts and the boards of trustees thereof formed by the incorporation of a town or village for free school purposes only, under general law."

House Bill No. 529, A bill to be entitled "An Act to extend the time for the payment of principal that has become due on former sales of land belonging to the public school fund,

the University fund, and the several asylum funds, and declaring an emergency."

House Bill No. 666, A bill to be entitled "An Act conferring certain powers upon the commissioners court of Harrison County, and authorizing said court, under such regulations as it may prescribe, to appropriate and use any sum or sums of money, not more than one thousand dollars per year, for co-operative home demonstration work on the farm including the organization and conducting of home canning clubs among the wives and daughters of farmers in said county along the same lines as this work is or may be conducted by the United States Department of Agriculture, and prescribing that they may conduct such work jointly in said county with the agents and representatives of the United States Department of Agriculture upon such terms and conditions as may be agreed upon between the agents of the Department of Agriculture and the commissioners court, and declaring an emergency."

House Bill No. 648, A bill to be entitled "An Act to amend Article 872 of Chapter 6, Title 13 of the Penal Code of the State of Texas, 1911, relating to the obstruction of water courses," with engrossed rider.

The House refuses to concur in Senate amendments to House Bill No. 116, and request a Free Conference Committee. The following members on the part of the House have been appointed: Jones, Rowell, Griegs, Wagstaff and Tiller.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

House Bills Referred.

The Chair (Lieutenant Governor Hobby) referred, after their captions had been read, the following House bills:

H. B. No. 9, referred to Committee on Agricultural Affairs.

H. B. No. 648, referred to Judiciary Committee No. 2.

H. B. No. 529, referred to Committee on Public Lands and Land Office.

H. B. No. 666, referred to Committee on Counties and County Boundaries.

H. B. No. 663, referred to Committee on Educational Affairs.

House Bill No. 116—Free Conference On.

Senator Parr made the following motion in writing:

I move that the Senate grant the request of the House for a Free Conference Committee on House Bill No. 116 and that the following conferees be elected on the part of the Senate.

Henderson, Parr, Conner, Bailey of DeWitt, Darwin.

The motion was read and adopted.

Senate Bill No. 212.

(By unanimous consent.)

The Chair, by request of Senator Lattimore, on behalf of Senator McNealus, who was absent on account of sickness, laid before the Senate, on second reading.

S. B. No. 212, A bill to be entitled "Act to amend Article 1162, of Chapter 3, Title 25, of the Revised Civil Statutes of 1911, conferring on corporations the power to borrow money, the purpose of the amendment being to permit corporations to borrow in excess of the amount of their authorized capital stock, and to declare an emergency."

The question was on the pending amendment by Senator Cowell (see Journal of March 8 for the amendment).

Senator Hudspeth moved to table the amendment, which motion to table was lost by the following vote:

Yeas—8.

Astin.	Hudspeth.
Bailey of Harris.	Lattimore.
Clark.	Page.
Gibson.	Parr.

Nays—15.

Bee	Johnson.
Brelsford.	King.
Conner.	Robbins.
Cowell.	Smith.
Darwin.	Suiter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	

Present—Not Voting.

Hall. McCollum.

Absent.

Bailey of DeWitt. Morrow.
McGregor. Nugent.
McNealus.

Absent—Excused.

Westbrook.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend S. B. No. 212 by striking out the period at the end of the word corporation at end of proposed Article 1162 and inserting a "semicolon" and adding the following: "Provided that this Act shall confer no power on any corporation which is under the control of the Railroad Commission, or of any department created by law, to borrow any money or do anything without securing proper authority and taking necessary legal steps as required by existing laws."

The bill was read second time and passed to engrossment.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and S. B. 212 put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	Morrow.
Conner.	Page.
Cowell.	Robbins.
Darwin.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

Bailey of DeWitt. McNealus.
Gibson. Nugent.
McCollum. Parr.
McGregor.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Lattimore moved to reconsider the vote by which S. B. No. 212 was passed and table the motion to reconsider.

The motion to table prevailed.

House Joint Resolution No. 4.

The Chair laid before the Senate, on third reading,

H. J. R. No. 4, proposing an amendment to Section 9, Article 8, of the Constitution authorizing the levy and collection of a special road tax not to exceed fifty cents on the one hundred dollars valuation of property in any county, division or subdivision or defined district thereof, when the same has been authorized by a majority of the qualified electors voting at an election held for that purpose.

Senator Wiley offered the following amendment:

Amend the resolution, Section 2, line 8, by striking out the word "fifty" and insert the words "seventy five."

The amendment was read and lost by the following vote:

Yeas—5.

Bailey of DeWitt. Johnson.
Clark. Wiley.
Hudspeth.

Nays—16.

Bee.	Morrow.
Darwin.	Nugent.
Gibson.	Page.
Hall.	Parr.
Harley.	Robbins.
Harris.	Smith.
King.	Suiter.
McGregor.	Townsend.

Present—Not Voting.

Astin. Henderson.
Bailey of Harris. Lattimore.
Brelsford.

Absent.

Conner. McCollum.
Cowell. McNealus.

Absent—Excused.

Westbrook.

The resolution was laid before the

Senate, read third time, and passed by the following vote:

Yeas—23.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	Morrow.
Bee.	Nugent.
Clark.	Page.
Conner.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Nays—1.

Harley.

Absent.

Brelsford.	McCollum.
Cowell.	McGregor.
Hall.	McNealus.

Absent—Excused.

Westbrook.

Senator Darwin moved to reconsider the vote by which H. J. R. No. 4 was passed and table the motion to reconsider.

The motion to table prevailed.

House Joint Resolution No. 3.

The Chair laid before the Senate, on second reading,

H. J. R. No. 3, A Joint Resolution of the Legislature of the State of Texas, proposing an amendment to the Constitution of the State by adding to Article 16 thereof a new section, to be known as Section 59; providing for the compensation of public officials.

The question on the resolution was the pending amendment by Senator Morrow (see Journal of March 3 for the amendment).

The amendment was adopted.

Action then recurred on the proposed amendment by Senator Morrow (see Journal of March 3 for the amendment), and the amendment was adopted.

The resolution was passed to a third reading.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following bills:

Senate Bill No. 391, A bill to be
entitled "An Act to amend Articles
5738 and 5739, Title 90, Chapter 1,
of the Revised Civil Statutes of the
State of Texas, 1911, relating to the
practice of medicine so as to increase
the fees charged applicants for li-
cense to practice medicine, and cre-
ating an emergency."

Senate Bill No. 378, A bill to be
entitled "An Act to appropriate the
sum of three thousand dollars for the
suppression and eradication of fowl
brood in bees, to be expended un-
der the direction of the State En-
tomologist and the director of the
Texas Agricultural and Experiment
Station, and declaring an emergen-
cy."

Senate Bill No. 314, A bill to be
entitled "An Act to amend Article
5402, Revised Statutes, 1911, so as
to authorize the investment of the
proceeds of the sale of lands granted
to counties for educational purposes
in bonds of the United States, the
State of Texas, of counties of the
State, of independent or common
school districts, road precinct, drain-
age, irrigation, navigation and levee
districts of said State, of incorporated
cities and towns, of road precincts
of any county, of drainage, irriga-
tion, navigation and levee districts
of any county or counties of Texas,
and declaring an emergency."

Senate Bill No. 66, A bill to be en-
titled "An Act to authorize and em-
power the Railroad Commission of
Texas to require any railway com-
pany or receiver owning or operat-
ing any line of railroad within the
State to acquire and install in a
roadbed or track of such railroad or
designated portion thereof such
ties, rails, ballast and other mate-
rial as may be adequate and neces-
sary to lay such track and roadbed
in a safe condition to enable such
company or corporation to transport
freight and passengers with safety
and without delay; prescribing pen-
alties for violation thereof and rem-

edies for the enforcement of this
act, and declaring an emergency."

Senate Bill No. 124, A bill to be
entitled "An Act to amend Article
915, Title 10, Code Criminal Pro-
cedure of Texas, regulating notice of
appeal."

Senate Bill No. 148, A bill to be
entitled "An Act to authorize any
individual, association or corpora-
tion, now or hereafter organized un-
der the laws of this State, including
any municipal corporation of this
State, engaged in manufacturing,
producing, supplying or selling elec-
tricity, natural or artificial gas,
steam or water, or owning or operat-
ing any street railway system, with-
in any incorporated city or town or
village within this State, where the
rates charged for such service are
subject to regulation under authority
of the laws of this State, to lease,
sell or otherwise dispose of its en-
tire plant or business, or any part
thereof, to any other individual, as-
sociation or corporation doing busi-
ness in said incorporated city, town
or village, board of commissioners,
or other governmental body, as the
case may be of said city, town or
village being first obtained, and de-
claring an emergency therefor," with
amendments.

Senate Bill No. 185, A bill to be
entitled "An Act to amend Chapter
6, Title 115, of the Revised Statutes
of Texas of 1911, by adding thereto
Article 6464, providing for the de-
crease of the capital stock of rail-
road corporations."

Senate Bill No. 204, A bill to be
entitled "An Act to appropriate out
of the general revenue not hereto-
fore appropriated, the sum of \$25,-
000, or so much thereof as may be
necessary, to defray the expenses of
the Department of the State Health
Officer of the State of Texas in pre-
venting an outbreak of the bubonic
plague or the spread thereof in
Texas, and declaring an emergency."

Senate Bill No. 133, A bill to be
entitled "An Act to make appropria-
tion to cover cost of temporary
buildings for the use of the West
Texas State Normal College at Can-
yon, Texas, built in June, 1914, and
declaring an emergency."

Senate Bill No. 277, A bill to be
entitled "An Act providing for the
issuance of certain State bonds and
authorizing the retirement of certain

bonds of the State of Texas, maturing on July 1, 1946, and September 1, 1950, respectively; providing for the sale of the new bonds issued and a sinking fund for the same, providing for the appropriation of twenty-four thousand three hundred and fifty-eight dollars and thirty-three cents (\$24,358.33) for the maintenance and support of the Agricultural and Mechanical College, the amount being the sum necessary to make up the interest deficit due on endowment as required by the Federal law, and four thousand dollars (\$4000) to be appropriated to reimburse the permanent fund of the Agricultural and Mechanical College, the amount being for the purpose of replacing a similar sum which was diverted in the year 1910 from the permanent Agricultural and Mechanical College fund, making an appropriation to carry this act into effect, and declaring an emergency."

Senate Bill No. 303, A bill to be entitled "An Act to regulate the practice of dentistry in the State of Texas, providing for a board of dental examiners; prescribing their duties, providing penalties for the violation of the provisions of this act, and repealing all laws and parts of laws in conflict with this act," with amendments.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

Message From Governor.

Governor's Office,

Austin, Texas, March 17, 1915.

To the Texas Senate:

I ask the advice, consent and concurrence of the Senate to the following appointments:

To be members of the State Board of Pharmacy:

W. H. Cousins, Wichita County.

H. B. Shuman, Comal County.

John A. Weeks, Runnels County.

Henry L. Carleton, Williamson County.

A. F. Griffith, Travis County.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Order of Business.

Here Senator Gibson moved that the Senate take up local and uncontested bills first, for consideration today, and until completed.

The motion was adopted.

House Bill No. 366.

The Chair laid before the Senate, on third reading,

H. B. No. 366, A bill to be entitled "An Act to extend the time in which record of appropriations required by Section 12, Chapter 171, of the General Laws of the Thirty-third Legislature may be made, and declaring an emergency."

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—23.

Astin.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	Lattimore.
Clark.	McCollum.
Conner.	Nugent.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Sulter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	.

Present—Not Voting.

Brelsford.

Absent.

Bailey of DeWitt.	Morrow.
King.	Page.
McGregor.	Westbrook.
McNealus.	

Senator Hudspeth moved to reconsider the vote by which H. B. No. 366 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 418.

The Chair laid before the Senate, on third reading,

H. B. No. 418, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, of the Revised Civil Statutes of Texas, 1911, and to amend Chapter 72, House Bill No 827, General Laws of the Thirty-

third Legislature, page 131, with reference to the mode of preventing horses and certain other animals from running at large in counties named so as to include Matagorda County."

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—25.

Astin.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Parr.
Darwin.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of DeWitt.	McNealus.
Gibson.	Page.
McGregor.	Westbrook.

Senator Hall moved to reconsider the vote by which H. B. No. 418 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 428.

The Chair laid before the Senate, on third reading,

H. B. No. 428, A bill to be entitled "An Act to incorporate Comanche Independent School District in Comanche County, for free school purposes only."

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Bailey of DeWitt.	McNealus.
McGregor.	Page.

Absent—Excused.

Westbrook.

Senator Conner moved to reconsider the vote by which H. B. No. 428 was passed and table the motion to reconsider.

The motion to table prevailed.

(President Pro Tem. Nugent in the chair.)

House Bill No. 491.

The Chair laid before the senate, on third reading,

H. B. No. 491, A bill to be entitled "An Act to incorporate De Leon Independent School District, in Comanche County, Texas, for free school purposes only."

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Bailey of DeWitt.	McNealus.
McGregor.	Page.

Absent—Excused.

Westbrook.

Senator Conner moved to reconsider the vote by which H. B. No. 491 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 363.

The Chair laid before the Senate, on second reading,

H. B. No. 363, A bill to be entitled

"An Act incorporating and creating the Murphy Independent School District of Collin County, Texas, for free school purposes only."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 363 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Johnsen.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of DeWitt. Page.
McNealus.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of DeWitt. Page.
McNealus.

Absent—Excused.

Westbrook.

Senator Cowell moved to reconsider the vote by which H. B. No. 363 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 133.

Senator Johnson called up S. B. No. 133, with the following House amendment. The amendment was read:

Amend S. B. No. 133, in Section 1, thereof by striking out "\$6,196.69," and insert in lieu thereof \$3,396.69."

On motion of Senator Johnson, the Senate concurred in the House amendment by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of DeWitt. Page.
McNealus.

Absent—Excused.

Westbrook.

House Bill No. 613.

The Chair laid before the Senate, on second reading,

H. B. No. 613, A bill to be entitled "An Act enlarging the concurrent jurisdiction of the Criminal District Court No. 2 of Dallas County, Texas, and of the judges thereof; and amending Chapter 19, Section 2, of an Act of the Legislature approved September 14, 1911, creating Criminal District Court No. 2, Dallas County, Texas."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bee, the con-

stitutional rule requiring bills to be read on three several days was suspended and H. B. No. 613 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of DeWitt. McNealus.
King.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Bailey of DeWitt. McNealus.
King.

Absent—Excused.

Westbrook.

Senator Bee moved to reconsider the vote by which H. B. No. 613 was passed and table the motion to reconsider.

The motion to table prevailed.

60—Senate.

House Bill No. 452.

The Chair laid before the Senate, on second reading,

H. B. No. 452, County line independent school district for Henderson and Van Zandt Counties.

Laid on table subject to call.

House Bill No. 510.

The Chair laid before the Senate, on second reading,

H. B. No. 510, A bill to be entitled "An Act to increase the time of holding the district courts in Clay County to eight weeks."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Johnson, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 510 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	McGregor.
Brelsford.	Morrow.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of DeWitt. King.
Harley. McNealus.
Henderson.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—23.

Astin.	Darwin.
Bailey of Harris.	Gibson.
Bee.	Hall.
Brelsford.	Harris.
Clark.	Hudspeth.
Conner.	Johnson.
Cowell.	Lattimore.

McGregor.	Smith.
Morrow.	Suiter.
Nugent.	Townsend.
Page.	Wiley.
Robbins.	

Absent.

Bailey of De Witt.	McCollum.
Harley.	McNealus.
Henderson.	Parr.
King.	

Absent—Excused.

Westbrook.

House Bill No. 569.

The Chair laid before the Senate, on second reading,

H. B. No. 569, A bill to be entitled "An Act to amend Sections 12 and 15 of H. B. No. 543, Chapter 68, as enacted at the Regular Session of the Thirty-third Legislature of the State of Texas, providing certain compensation for the county commissioners of Freestone County as ex officio road commissioners, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Astin, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 569 put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Harley.
Bailey of DeWitt.	Harris.
Bailey of Harris.	Hudspeth.
Bee.	Lattimore.
Brelsford.	Nugent.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Suiter.
Gibson.	Townsend.
Hall.	Wiley.

Absent.

Henderson.	McGregor.
Johnson.	McNealus.
King.	Morrow.
McCollum.	Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate,

read third time, and passed by the following vote:

Yeas—21.

Astin.	Harley.
Bailey of DeWitt.	Harris.
Bailey of Harris.	Henderson.
Bee.	Hudspeth.
Brelsford.	Lattimore.
Clark.	Nugent.
Conner.	Page.
Cowell.	Suiter.
Darwin.	Townsend.
Gibson.	Wiley.
Hall.	

Absent.

Johnson.	Morrow.
King.	Parr.
McCollum.	Robbins.
McGregor.	Smith.
McNealus.	

Absent—Excused.

Westbrook.

Senator Astin moved to reconsider the vote by which H. B. No. 569 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 661.

The Chair laid before the Senate, on second reading,

H. B. No. 661, A bill to be entitled "An Act to amend Chapter 5, Section 14, of the Local and Special Laws of the Regular Session of the Thirty-third Legislature, which was approved February 11, 1913, relating to the road system of San Jacinto County, Texas, so as to define the compensation and duties of road commissioners, and declaring an emergency."

On motion of Senator Bee, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The bill was read second time and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 661 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Harris.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Lattimore.
Bee.	Morrow.
Brelsford.	Nugent.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Wiley.

Absent.

Henderson.	McCollum.
Johnson.	McGregor.
King.	McNealus.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Astin.	Harris.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Lattimore.
Bee.	Morrow.
Brelsford.	Nugent.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Wiley.

Absent.

Henderson.	McCollum.
Johnson.	McGregor.
King.	McNealus.

Absent—Excused.

Westbrook.

Senator Bee moved to reconsider the vote by which H. B. No. 661 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 663.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and H. B. 663 put on its

second reading by the following vote:

Yeas—25.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	Lattimore.
Bee.	Morrow.
Brelsford.	Nugent.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Wiley.
Harris.	

Absent.

Henderson.	McGregor.
King.	McNealus.
McCollum.	

Absent—Excused.

Westbrook.

The Chair laid before the Senate, on second reading,

H. B. No. 663, Creating Shepherd Independent School District in San Jacinto County.

On motion of Senator Bee, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Townsend, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 663 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Hudspeth.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	Morrow.
Brelsford.	Nugent.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Wiley.
Harris.	

Absent.

Henderson. McGregor.
Johnson. McNealus.
King.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—25.

Astin.	Hudspeth.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Bee.	Morrow.
Brelsford.	Nugent.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Wiley.
Harris.	

Absent.

Henderson. McGregor.
Johnson. McNealus.
King.

Absent—Excused.

Westbrook.

Senator Townsend moved to reconsider the vote by which H. B. No. 663 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 589.

The Chair laid before the Senate, on second reading,

H. B. No. 589, A bill to be entitled "An Act to increase the limits of Lillian Independent School District, in Johnson County, Texas."

The committee report was adopted.

The bill was read second time and passed to a third reading.

House Bill No. 637.

The Chair laid before the Senate, on second reading,

H. B. No. 637, A bill to be entitled "An Act to create a special road law

for Johnson County, and declaring an emergency.

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Morrow, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 637 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Hudspeth.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	Morrow.
Clark.	Nugent.
Conner.	Page.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Wiley.
Harris.	

Absent.

Henderson. McNealus.
Johnson. Parr.
McGregor.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Morrow moved to reconsider the vote by which H. B. No. 637 was passed and table the motion to reconsider.

The motion to table prevailed.

Recess.

On motion of Senator Clark, the Senate, at 12:10 o'clock p. m. recessed until 1:30 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by President Pro Tem. Nugent.

Simple Resolution No. 139.

By Senator Hall:

A resolution anent the death of Hon. J. G. Barbee. The resolution

was read and adopted. (See separate page.)

House Bill No. 571.

The Chair laid before the Senate, on second reading,

H. B. No. 571, A bill to be entitled "An Act to validate the sales of public free school lands which were purchased on condition of settlement and residence during the month of June, 1901, and providing that proof be filed in the General Land Office, and declaring an emergency."

The committee report was adopted.

The bill was laid before the Senate, read second time, and passed to a third reading.

House Bill No. 368.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 368, A bill to be entitled "An Act to appropriate the sum of twenty-nine thousand six hundred and fifty dollars for the purchase of additional maintenance and support, power plant, laundry, fire escape and fire protection, and additional running expenses for the Prairie View State Normal and Industrial College, and declaring an emergency."

On motion of Senator Bailey of Harris, the committee report, with amendments, was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Bailey of Harris, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 368 put on its third reading and final passage by the following vote:

Yeas—22.

Bailey of DeWitt.	Henderson.
Bailey of Harris.	Hudspeth.
Bee.	Johnson.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	McGregor.
Cowell.	Nugent.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.

Absent.

Astin.	Harley
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King.	Page.
McNealus.	Robbins.
Morrow.	Wiley.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Astin.	McNealus.
Harley.	Morrow.
King.	Robbins.

Absent—Excused.

Westbrook.

Senator Bailey of Harris moved to reconsider the vote by which H. B. No. 368 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 303.

Senator Harris called up S. B. No. 303, with the following House amendment:

Amend S. B. No. 303, page —, line —, section 2, by inserting between word "drug" and the word "for" the following: "the sale of which is not expressly prohibited by the laws of Texas or of the United States."

The amendment was read and, on motion of Senator Harris, was concurred in.

Senator Harris moved to reconsider the vote by which the amendment was concurred in and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 526.

The Chair laid before the Senate, on second reading,

H. B. No. 526, A bill to be entitled "An Act amending Section 4, of Chapter 89, of the Special Laws of the Thirty-second Legislature of the State of Texas, entitled 'An Act to create a more efficient road system for El Paso County, Texas,' and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 526 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Nugent.
Cowell.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harris.	Wiley.

Absent.

Harley.	Morrow.
King.	Page.
McNealus.	Robbins.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Nugent.
Cowell.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harris.	Wiley.

Absent.

Harley.	Morrow.
King.	Page.
McNealus.	Robbins.

Absent—Excused.

Westbrook.

Senator Hudspeth moved to reconsider the vote by which H. B. No. 526 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 564.

The Chair laid before the Senate, on second reading,

H. B. No. 564, A bill to be entitled "An Act to amend Chapter 74 of the Special Laws of the Thirty-second Legislature, being entitled 'An Act to create a more efficient road system for Leon County,' and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 564 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

Harley.	Morrow.
King.	Robbins.
McNealus.	

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—24.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Hall.	McNealus.
Harley.	Morrow.
King.	Robbins.

Absent—Excused.

Westbrook.

Senator Hudspeth moved to reconsider the vote by which H. B. No. 564 was passed and table the motion to reconsider.

The motion to table prevailed.

Free Conference Committee Report On Senate Bill No. 68.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Hon. John W. Woods, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, to whom was referred Senate Bill No. 68, and House substitute for same, a bill to be entitled "An Act to amend Article 7314, Chapter 8, of the Revised Civil Statutes of 1911, describing the duties and powers of the Livestock Sanitary Commission so as to place scabbies in sheep under the provisions of said Commission, and to make it the duties of said Commission to stamp out and eradicate scab in sheep in this State, and to provide for quarantining against other States, and the bringing of infected sheep from other States into this State, repealing the present law passed by the Thirty-second Legislature relative to appointing inspectors, and the eradication of scab, and declaring an emergency."

Have had the same under consid-

eration, and we beg leave to report that we have agreed upon the following bill in lieu of both House substitute and Senate bill, and herewith report same back to the House and Senate and request its adoption:

A BILL

To be entitled

An Act to amend Article 7314, Chapter 8, of the Revised Civil Statutes of 1911, describing the duties and powers of the Livestock Sanitary Commission so as to place scabbies in sheep under the provisions of said Commission, and to make it the duty of said Commission to stamp out and eradicate scab in sheep and cholera in hogs in this State, and to provide for quarantining against other States, and the bringing of infected sheep from other States into this State; providing for appointing of county inspectors under this Act, repealing the present law passed by the Thirty-second Legislature relative to appointing inspectors, and the eradication of scab, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 7314 shall hereafter read as follows:

Article 7314. It shall be the duty of the Commission provided for in Article 7312 to protect the domestic animals of this State from all contagious or infectious diseases of a malignant character, including cholera in hogs, whether said disease exists in Texas or elsewhere; and for this purpose they are hereby authorized and empowered to establish, maintain and enforce such quarantine lines and sanitary rules and regulations as they may deem necessary. It shall also be the duty of said Commission to co-operate with live stock quarantine commissioners and officers of other States and Territories, and with the United States Secretary of Agriculture, in establishing such interstate quarantine lines, rules and regulations as shall best protect the live stock industry of this State against Texas or splenic fever and scabbies in sheep. It shall be the duty of said Commission, upon receipt by them of reliable

information of the existence among the domestic animals of the State of any malignant disease, including scabbies in sheep and cholera in hogs, to go at once to the place where any such disease is alleged to exist and make a careful examination of the animals believed to be affected with any such disease, and ascertain, if possible, what, if any, disease exists among the live stock reported to be affected and whether the same is contagious or infectious; and if said disease is found to be of a malignant, contagious or infectious character, they shall direct and enforce such quarantine lines and sanitary regulations as are necessary to prevent the spread of any such disease. And no domestic animal infected with disease, or capable of communicating same, shall be permitted to enter or leave the district, premises or grounds so quarantined, except by authority of the Commission. The said Commission shall also, from time to time, give and enforce such directions and prescribe such rules and regulations as to separating, feeding and caring for such diseased and exposed animals as they shall deem necessary to prevent the animals so affected with such disease from coming in contact with other animals not so affected. And the said Commissioners are hereby authorized and empowered to enter upon any grounds or premises, to carry out the provisions of this Act. If scab or scabbies are found in any flock of sheep when same is inspected, which inspection shall be made whenever the Commission may receive information by notification by any citizen or otherwise that scab probably exists, any member of said Commission, or an inspector appointed by said Commission, shall have the power, and he is hereby given the power, to inspect and dip said sheep at the owner's expense; and if any owner or owners shall refuse to permit said sheep to be dipped after having been examined and condemned by said Commission, he shall be fined in any amount not less than fifty dollars, nor more than two hundred dollars, and if any owner or owners shall refuse to pay the actual cost of said dipping the Commission, as hereinbefore provided, shall have the right to bring civil action against such owner or owners, in the county where said sheep are so inspected, for

the sum or sums actually paid out as the expense of said inspection and dipping; provided, that in case the Livestock Sanitary Commission shall not have a sufficient number of inspectors to execute the provisions of this law, then the Commission may appoint a resident sheep inspector to serve in one or more counties whenever it is necessary to do so, provided the commissioners court in said county or counties shall agree to pay the salary of said inspector, or their prorata of said salary, based upon the number of sheep in each county as shown by the tax rolls of said counties, where the duties of inspector are performed in more than one county. Said inspectors shall be paid a salary of not less than twenty-five dollars per month nor more than one hundred dollars per month. Such inspectors shall be practical and experienced sheep men; they shall be under the exclusive control of the Livestock Sanitary Commission, and shall be subject to removal by said Livestock Sanitary Commission or either of said commissioners, whenever said Commission or commissioners shall deem necessary to do so.

Sec. 2. All laws and parts of laws in conflict with this Act are hereby repealed.

Sec. 3. There being no adequate law in this State whereby it is made the duty of the Livestock Sanitary Commission to stamp out and eradicate scab or scabbies in sheep and cholera in hogs, and to prohibit the bringing of infected sheep or hogs from other States into this State, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Hudspeth, Lattimore, Morrow, Bee, McGregor, on part of the Senate.

Tharp, Vannoy, Metcalfe, Dove, Parker, on part of the House of Representatives.

The above report was laid before the Senate, explained, and adopted by the following vote:

Yeas—24.

Bailey of DeWitt.	Brelsford.
Bailey of Harris.	Clark.
Bee.	Conner.

Cowell.	Lattimore.
Darwin.	McCollum.
Gibson.	Morrow.
Hall.	Nugent.
Harris.	Parr.
Hendersen.	Smith.
Hudspeth.	Suiter.
Johnson.	Townsend.
King.	Wiley.

Absent.

Astin.	McNealus.
Harley.	Page.
McGregor.	Robbins.

Absent—Excused.

Westbrook.

Senator Hudspeth moved to reconsider the vote by which the report was adopted and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 573.

The Chair laid before the Senate, on second reading.

H. B. No. 573, A bill to be entitled "An Act creating the Ore City Independent School District, situated in Upshur, Marion and Harrison Counties."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Suiter, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 573 put on its final passage by the following vote:

Yeas—25.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Suiter.
Hall.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

Harley.	Robbins.
McNealus.	Smith.
Morrow.	

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Suiter moved to reconsider the vote by which H. B. No. 573 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 586.

The Chair laid before the Senate, on second reading.

H. B. No. 586, A bill to be entitled "An Act to amend Sections 6 and 12 of an Act passed by the Twenty-seventh Legislature, known as Coryell County Road Law, and amended by an Act of the Thirtieth Legislature, H. B. No. 339, and to repeal Section 9, of said Acts of the Twenty-seventh Legislature."

The committee report was adopted.

The bill was laid before the Senate, read third time, and passed to a third reading.

House Bill No. 595.

The Chair laid before the Senate, on second reading.

H. B. No. 595, A bill to be entitled "An Act to amend Sections 11, 13 and 14, of an Act creating a special road law for Gillespie County, Texas, passed at the Regular Session of the Thirtieth Legislature, and known as Chapter 77, Special Laws of 1907, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Bee, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 595 put on its final passage by the following vote:

Yeas—26.

Astin.	Darwin.
Bailey of DeWitt.	Gibson.
Bailey of Harris.	Hall.
Bee.	Harris.
Brelsford.	Henderson.
Clark.	Hudspeth.
Conner.	Johnson.
Cowell.	King.

Lattimore.	Parr.
McCollum.	Robbins.
McGregor.	Suiter.
Nugent.	Townsend.
Page.	Wiley.

Absent.

Harley.	Morrow.
McNealus.	Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Bee moved to reconsider the vote by which H. B. No. 595 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 598.

The Chair laid before the Senate, on second reading,

H. B. No. 598, A bill to be entitled "An Act to create a more efficient road system for Hopkins County, Texas, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 598 put on its final passage by the following vote:

Yeas—26.

Astin.	Cowell.
Bailey of DeWitt.	Darwin.
Bailey of Harris.	Gibson.
Bee.	Hall.
Brelsford.	Harris.
Clark.	Henderson.
Conner.	Hudspeth.
Johnson.	Nugent.
King.	Page.
Lattimore.	Parr.
McCollum.	Suiter.
McGregor.	Townsend.
Morrow.	Wiley.

Absent.

Harley.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Sen-

ate, read third time, and passed by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

Senator Darwin moved to reconsider the vote by which H. B. No. 598 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 605.

The Chair laid before the Senate, on second reading,

H. B. No. 605, A bill to be entitled "An Act creating the Burnet Independent School District, in Burnet County, Texas, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator McGregor, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 605 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hall.
Bailey of DeWitt.	Harris.
Bailey of Harris.	Henderson.
Bee.	Hudspeth.
Brelsford.	Johnson.
Clark.	King.
Conner.	Lattimore.
Cowell.	McCollum.
Darwin.	McGregor.
Gibson.	Morrow.

Nugent.
Page.
Parr.

Sulter.
Townsend.
Wiley.

Absent.

Harley.
McNealus.

Robbins.
Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Sulter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

McNealus. Smith.
Robbins.

Absent—Excused.

Westbrook.

Senator McGregor moved to reconsider the vote by which H. B. No. 605 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 610.

The Chair laid before the Senate, on second reading,

H. B. No. 610, A bill to be entitled "An Act to authorize and permit the territory situated within the bounds of the town of Claude, in the County of Armstrong, and State of Texas, to incorporate as an independent school district for free school purposes only."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Johnson, the constitutional rule requiring bills to

be read on three several days was suspended, and H. B. No. 610 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Sulter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley. Robbins.
McNealus. Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Sulter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley. Robbins.
McNealus. Smith.

Absent—Excused.

Westbrook.

Senator Johnson moved to reconsider the vote by which H. B. No. 610 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 612.

The Chair laid before the Senate, on second reading,

H. B. No. 612, A bill to be entitled "An Act creating the Big Rock County Line Independent School District, situated in Henderson and Van Zandt Counties, and defining its boundaries."

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Suiter, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 612 put on its final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Suiter moved to reconsider the vote by which H. B. No. 612 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 614.

The Chair laid before the Senate, on second reading,

H. B. No. 614, A bill to be entitled "An Act to create a common county line school district, to be known as Moline District, to be under the jurisdiction, management and control of the commissioners court of Lampasas County, Texas; to be composed of the territory described in this Act, and defining the rights, powers and privileges of such district, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Conner, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 614 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

Senator Conner moved to reconsider the vote by which H. B. No. 614 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 620.

The Chair laid before the Senate, on second reading,

H. B. No. 620, A bill to be entitled "An Act re-creating by special law the Blanco Independent School District, in Blanco County, Texas, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator King, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 620 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Harley.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

The bill was laid on the table subject to call.

House Bill No. 627.

The Chair laid before the Senate, on second reading,

H. B. No. 627, A bill to be entitled "An Act to amend Chapter 77, Acts of 1901, providing for a more efficient road system for Milam County, Texas; prescribing additional duties for county commissioners, and fixing the compensation."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator McCollum, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 627 put on

its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

McNealus.	Smith.
Robbins.	

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator McCollum moved to reconsider the vote by which H. B. No. 627 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 639.

The Chair laid before the Senate, on second reading,

H. B. No. 639, A bill to be entitled "An Act to amend Section 28b of the Special Road Law for Smith County, as amended at the Special Session of the Thirty-third Legislature, and known as Chapter 2, Special Laws, of the Thirty-third Legislature, and creating an emergency and providing for the suspension of the constitutional rule requiring all bills to be read on three several days."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Suiter, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 639 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Bee.
Bailey of DeWitt.	Brelsford.
Bailey of Harris.	Clark.

Conner.	Lattimore.
Cowell.	McCollum.
Darvin.	McGregor.
Gibson.	Morrow.
Hall.	Nugent.
Harley.	Page.
Harris.	Parr.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Wiley.
King.	

Absent.

McNealus.	Smith.
Robbins.	

Absent—Excused.

Westbrook.

(Senator Hudspeth in the chair.)
The bill was laid before the Senate, read third time, and passed.

Senator Suiter moved to reconsider the vote by which H. B. No. 639 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 653.

The Chair laid before the Senate, on second reading,

H. B. No. 653, A bill to be entitled "A special law for the preservation of bass and other fish of the bass species, and of perch, sunfish and crappie, and other fish of the perch, sunfish and crappie species, in the following locality: In any water which is located in the valley of the Medina river from where the lower or diversion dam above the town of Castroville crosses the Medina river, in Medina County, Texas," etc.

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Bee, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 653 put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	Gibson.
Bailey of DeWitt.	Hall.
Bailey of Harris.	Harris.
Bee.	Henderson.
Brelsford.	Hudspeth.
Clark.	Johnson.
Conner.	King.
Darwin.	Lattimore.

Morrow.	Suiter.
Nugent.	Townsend.
Page.	Wiley.
Parr.	

Absent.

Cowell.	McNealus.
Harley.	Robbins.
McCollum.	Smith.
McGregor.	

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Bee moved to reconsider the vote by which H. B. No. 653 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 650.

The Chair laid before the Senate, on second reading,

H. B. No. 650, A bill to be entitled "An Act creating the Prairie Dell Independent School District of Bell County, and declaring an emergency."

The committee report was adopted.

(President Pro Tem. Nugent in the chair.)

The bill was read second time, and passed to a third reading.

On motion of Senator Harris, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 650 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Johnson.
Bee.	King.
Brelsford.	Lattimore.
Clark.	McCollum.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Wiley.

Absent.

McGregor.	Robbins.
McNealus.	Smith.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Wiley.
Henderson.	

Absent.

McGregor.	Robbins.
McNealus.	

Absent—Excused.

Westbrook.

Senator Harris moved to reconsider the vote by which H. B. No. 650 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 657.

The Chair laid before the Senate, on second reading,

H. B. No. 657, A bill to be entitled "An Act to amend Sections 35, 36, 39, of Chapter 79, of the Acts of the First Called Session of the Thirtieth Legislature, and approved April 15, 1907, by adding to Section 35, Section 35a; to Section 36, 36a; and to Section 39, 39a; said Act being an Act to create a more efficient road law for Lamar County, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 657 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	Morrow.
Conner.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

Cowell.	McNealus.
McGregor.	Robbins.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—28.

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Conner.	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Parr.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

Absent.

McNealus.	Robbins.
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Absent—Excused.

Westbrook.

Senator Darwin moved to reconsider the vote by which H. B. No. 657 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 667.

The Chair laid before the Senate, on second reading,

H. B. No. 667, A bill to be entitled "An Act to increase the limits of the Aransas Pass Independent School

District, and declaring an emergency."

The committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Bailey of DeWitt, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 667 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of Dewitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Smith.
Harley.	Sulter.
Harris.	Townsend.
Henderson.	Wiley.
Hudspeth.	

Absent.

Hall.	Robbins.
McNealus.	

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Bailey of DeWitt moved to reconsider the vote by which H. B. No. 667 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 196.

The Chair laid before the Senate, on second reading,

H. B. No. 196, A bill to be entitled "An Act to regulate the publishing, printing, and circulation of campaign advertisements, bills, and circulars, or literature of any character by requiring every person, firm or corporation who shall print or publish a newspaper of any character in which are any advertisements concerning any candidate for nomination at any primary election or convention of any character, or concerning any candidate for any office or position, or concerning any measure, to be voted

for or on at any general or special election, to print at the end of each and every such advertisement a true and correct statement showing the individual name of the person who ordered such advertisement and the date of such order; also requiring every person, firm or corporation who shall publish or print any bills, circulars or other literature of any kind concerning any candidate for nomination at any primary election or convention of any character or concerning any candidate for any office or position or concerning any measure, to be voted for or on at any general or special election, to print at the end of each and every such bill, circular or other literature a true and correct statement showing when and where same was published or printed, the individual name of the person who ordered same published or printed and the date of such order, requiring every person who orders such advertisement, bill, circular, or other literature to truthfully state who ordered same, prohibiting the circulation or distribution of any newspaper containing any such advertisement, or of any such bills, circulars or other such literature without such statement, prescribing a penalty for violation of said Act, and declaring an emergency."

House Bill No. 385.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 385, A bill to be entitled "An Act to amend Article 7427, Revised Civil Statutes of the State of Texas, providing for a tax on every person, firm or association of persons selling spiritous, vinous and malt liquors or medicated bitters capable of producing intoxication in this State, not located in any county or subdivision of county, justice precinct, city or town where local option is enforced under the laws of the State of Texas; and on any person, firm or association of persons engaged in the business of wholesale druggists and selling alcohol, exclusively, to retail druggists as an ingredient for compounding drugs in any locality in the State of Texas, and declaring an emergency."

There being an adverse majority committee report and favorable minority committee report,

On motion of Senator Bailey of Harris, the minority (favorable) committee report was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator McCollum, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 385 put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McCollum.
Brelsford.	McGregor.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.

Absent.

Hall.	McNealus.
Harley.	Page.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Bailey of Harris moved to reconsider the vote by which H. B. No. 385 was passed, and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 72.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 72, A bill to be entitled "An Act to regulate the employment of children in certain occupations; to provide for the issue of certificates of employment and permits and badges; to require seats to be provided for female employes under twenty-one years of age; to limit the hours of employment of children in certain occupations; to provide for the inspection of factories and other places of employment for the purpose of ascertaining whether or not the children are being employed in violation of this Act, and to fix pen-

alties for the violation of this Act, and to repeal all Acts and parts of Acts in conflict with this Act."

The committee report was adopted.

Senator Townsend offered the following amendments, which were read and adopted, being acted on separately:

(1) Amend H. B. No. 72, as follows: By striking out in Section 1, the subdivisions (7), (8) and (15), so as to exclude from the operation of this Section of the law the work in "offices," "office buildings," and "boot black stands or establishments."

(2) Amend bill, by striking out subdivision (17) of Section 3 of the bill.

(3) Amend bill, by changing the period at the end of Section 21, the following: "Provided, that this shall not prevent any female person eighteen years of age or over from acting as a telephone operator at night."

(4) Amend bill, by striking out the words "fifteen thousand," and the figures (15,000) in Sections 23, 24 and 25 and inserting instead thereof in each Section the words "ten thousand" and the figures "10,000."

Senator Clark offered the following amendment:

Amend the bill, by striking out all the following words: "Mercantile establishments, stores, office and office building, public stable, place of amusement, or as driver, or in the distribution, transmission or sale of merchandise."

On motion of Senator Brelsford, the amendment was tabled.

Senator Lattimore offered the following amendment:

Amend H. B. No. 72, by striking out Section 30 thereof.

Pending discussion, Senator Harley moved that the further consideration of the bill be postponed until 2 o'clock tomorrow afternoon.

Free Conference Committee Report on Senate Bill No. 79.

Hon. W. P. Hobby, President of the Senate, and Hon. John W. Woods, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, appointed on the part of the Senate and House to adjust the differences between the two

houses, on Senate Bill No. 79, beg leave to report that we have met and adjusted the differences, and recommend the adoption of the following bill, to wit:

A BILL

To be entitled

An Act to amend Article 5623, Title 86, Chapter 2, of the Revised Civil Statutes of the State of Texas, providing that the furnishers of material and labor may secure a lien on any house, building, improvement or railroad, by giving written notice to the owner, railroad company or receiver of items of material and labor furnished, and filing such account in the office of the county clerk, and providing further that the owner, railroad company or receiver shall cause to be executed and filed written contract for such erection, repair or improvement and cause same to be filed with the county clerk, and also cause to be executed and filed with said county clerk, before work is begun, a good and sufficient bond by the contractor; and providing further when such bond and contract are executed and filed, the owner, railroad company or receiver shall pay no greater sum for labor performed or material furnished than the price stipulated in the original contract; and providing further that the execution of the bond shall not preclude any furnisher of material, mechanic, artisan or laborer from recovering or fixing a lien, and by adding Article 5623a, requiring the owner, railroad company or receiver to take from contractor a good and sufficient bond payable to the owner, railroad company or receiver, and providing further that the bond shall guarantee the payment of all claims, and authorizing suit to be brought on such bond, and providing further that no change in the plans, building, construction or method of payment shall affect the bonds, and limiting the defense of the sureties; and fixing venue, and by adding Article 5623b, providing that Articles 5623 and 5623a shall not be construed to deprive material men, artisans, laborers or mechanics of any rights or remedies now given them by law,

and stipulating that the provisions of said articles shall be cumulative; and providing further that this Act shall fix no greater liability on the owner, railroad company or receiver, for labor performed or material furnished than the price stipulated in the original contract; and providing that the invalidity of any portion shall not affect the remainder of this Act.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 5623, Title 86, Chapter 2, Revised Civil Statutes of the State of Texas, 1911, be and the same is hereby amended so as to hereafter read as follows:

Article 5623. Any person, firm or corporation who may furnish any material to or perform any labor for any contractor, sub-contractor, agent or receiver, to be used in the erection of any house, building or improvement, or to repair any house, building or improvement, or to construct any railroad, or its properties, by giving written notice to the owner or his agent, of such house, building or improvement, or the railroad company, its agent or receiver, of each and every item furnished, and by showing how much there is due and unpaid on each bill of lumber or material furnished, or labor performed, by such person, firm or corporation, or at any time within ninety days after the indebtedness shall have accrued, may fix and secure the lien provided for in this chapter as to the material or labor furnished at the time or subsequent to the giving of the written notice above provided for, by filing in the office of the county clerk of the county in which such property is located, and if it be a railroad company in any county through which its road may pass, an itemized account of his or their claim as provided in this article, and cause the same to be recorded in a book kept by the county clerk for that purpose. Said owner, railroad company, its agent or receiver, shall cause to be executed a written contract for such erection, repair or improvement, and cause same to be filed with the county clerk of the county where the property is situated, and shall also cause to be executed and filed with said county clerk, before work is begun, a good and sufficient bond, by said

contractor, conditioned as herein-after provided; and when said bond and contract shall be so executed and filed, the said owner, railroad company, its agent or receiver, shall in no case be compelled to pay a greater sum for or on account of labor performed, or material, machinery, fixtures or tools furnished than the price or sum stipulated in the original contract between such owner and contractor.

Sec. 2. That Article 5623a be added to Title 86, Chapter 2, Revised Civil Statutes of Texas, 1911, to read as follows:

Article 5623a. The owner, railroad, receiver or his agent shall take from every contractor described in this chapter a good and sufficient bond in the sum of at least the full amount of the contract price, where said contract price is equal to or less than one thousand dollars; three-fourths of the contract price, where said contract price exceeds one thousand dollars, but does not exceed five thousand dollars; one-half the contract price where said contract exceeds five thousand dollars but does not exceed one hundred thousand dollars, and one-third of the contract price where said contract exceeds one hundred thousand dollars, payable to the said owner, railroad or receiver. The condition of said bond shall be the true and faithful performance of the contract, and the payment of all sub-contractors, workmen, laborers, mechanics and furnishers of material by the undertaker, contractor, master mechanic or engineer, the said bond to be made in favor of the owner, sub-contractors, workmen, laborers, mechanics and furnishers of material as their interest may appear, all of whom shall have the right to sue upon said bond; and regardless of the provisions or wording of any such bond, said bond shall be construed by the courts, whether so specified or not, to guarantee the true and faithful performance of the contract and the payment of all claims of each and every sub-contractor, workman, laborer, mechanic and furnisher of material, against the undertaker, contractor, master mechanic or engineer, and it shall guarantee the payment of such claims, regardless of whether or not they are secured by any lien. Suit may be brought on said bond by the owner, sub-contractor, workmen, la-

borers, mechanics and furnishers of materials, or any of them, and they and each of them shall have the right to recover on said bond in the same manner as if the bond were made payable directly to them. Suit on such bond may be brought in the county where the owner resides or where the work is performed, and at any other place provided by law. No change or alteration in the plans, building, construction or method of payment shall in any way avoid or affect the liability on said bond, and the sureties on said bond shall be limited to such defenses only as the principal on said bond could make.

Sec. 3. That Article 5623b be added to Title 86, Chapter 2, Revised Civil Statutes of the State of Texas, 1911, to read as follows:

Article 5623b. The provisions of Articles 5623 and 5623a shall not be construed to deprive or abridge material men, artisans, laborers or mechanics of any rights and remedies now given them by law, and by other articles of this chapter, and the provisions of said Articles 5623 and 5623a shall be cumulative of the other provisions of this chapter.

Sec. 4. Nothing in this Act shall be construed to fix a greater liability against the owner than the price or sum stipulated to be paid in the contract between such owner and contractor.

Sec. 5. It is provided hereby that if any of the provisions of this Act shall for any reason be held to be invalid or unenforceable, the remainder of this Act shall, nevertheless, not be affected thereby, but shall remain in full force and effect.

We respectfully recommend that this report be adopted.

Callahan, Hill, Lewelling, Witt, Crudgington, on the part of the House.

McNealus, Bee, Suiter, Townsend, Hudspeth, on the part of the Senate.

The report was read and ordered printed in the Journal, and action on same deferred until tomorrow.

Messages from the House.

Hall of the House of Representatives,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed to inform the Senate that the House

Concurs in Senate Amendments to House Bill No. 368 by the following vote: Yeas 110, nays 0.

The House requests the Senate to return to the House, Senate Bill No. 303 for correction.

The House refuses to concur in Senate amendments to House Joint Resolution No. 4, and requests a Free Conference Committee. The following members of the House have been appointed: Butler, Hopkins, Beard of Millam, Carter and Greenwood.

The House adopts Free Conference Report on Senate Bill No. 79.

The House adopts Free Conference Committee report on Senate Bill No. 80.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas., March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

Senate Bill No. 217, A bill to be entitled "An Act to appropriate the sum of twenty-five thousand (\$25,000) dollars to be used by the Panama-Pacific International Exposition at San Francisco for building, equipping and providing for the representation of the State of Texas at the Panama-Pacific International Exposition at San Francisco, and declaring an emergency," with amendments.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

House Bill No. 72.

Action occurred on the pending business, H. B. No. 72, the question being on the motion by Senator Harley to postpone further action until tomorrow afternoon.

(Senator Hudspeth in the chair.)

Senator Hall moved, as a substitute, that the further action be postponed until the conclusion of the morning call.

After discussion, it was agreed

that the consideration of the bill be postponed until 11 o'clock tomorrow morning.

(President Pro Tem. Nugent in the chair.)

Senate Bill No. 303.

Senator Harris moved that the Senate do not grant the request of the House for the return of S. B. No. 303 to the House for correction.

The motion was adopted.

House Joint Resolution No. 4—Conference Committee On.

By Senator Hall:

I move that the request of the House for a Free Conference Committee on H. J. R. No. 4 be granted and that the following be elected on the part of the Senate: Wiley, Darwin, Townsend, Page, Smith.

Senate Bill No. 217—House Amendments Concurred In.

Senator Brelsford called up S. B. No. 217, with the following House amendment:

Amend S. B. No. 217, page 2, line 7, by striking out the period after the word "act," and insert the following: "And it is further provided that no part of the \$25,000 herein appropriated shall be used to pay any salary or salaries of the commission herein mentioned or for the service of any one appointed or employed by this commission."

The amendment was concurred in.

House Bill No. 221.

(By unanimous consent.)

The Chair laid before the Senate, on third reading,

H. B. No. 221, A bill to be entitled "An Act to amend Article 381 and Article 382, of Chapter 6, Title 8, of the Penal Code of the State of Texas, relating to 'nepotism,' so as to provide that the Act shall apply to the Legislature and to the members thereof, and inserting in Article 381, 'or members of the Legislature' and 'the Legislature,' and in Article 382, the words 'members of the Legislature.'"

The bill was read third time and passed.

Senator Morrow moved to reconsider the vote by which H. B. No. 221 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 196.

(Pending business.)

Action recurred on the pending business, H. B. No. 196.

The bill was read second time and passed to a third reading.

On motion of Senator Gibson, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 196 put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	King.
Bee.	Lattimore.
Brelsford.	McCollum.
Clark.	Morrow.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Wiley.
Johnson.	

Absent.

Bailey of DeWitt. McGregor.
Bailey of Harris. McNealus.
Harley.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and Senator Morrow offered the following amendment:

Amend the bill, page 3, line 17, by adding to Section 3 the following: Provided the provisions of this Act shall not refer to publications which do not contain matter reflecting discredit on any person or measure.

On motion of Senator Hudspeth, the amendment was tabled.

Senator Wiley offered the following amendment:

Amend the bill, page 2, line 17, by inserting after the word "election" the following: "Or concern-

ing any pending legislation," and further amend the bill, page 2, line 23, by inserting the words "or concerning any pending legislation," after the word "election."

Senator Gibson moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—16.

Astin.	Henderson.
Bailey of Harris.	Hudspeth.
Brelsford.	Lattimore.
Clark.	Nugent.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Suiter.

Nays—8.

Bee.	McGregor.
Hall.	Smith.
Johnson.	Townsend.
King.	Wiley.

Present—Not Voting.

McCollum.	Morrow.
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Absent.

Bailey of DeWitt.	Harris.
Harley.	McNealus.

Absent—Excused.

Westbrook.

Senator Brelsford moved the previous question on the bill, which was ordered.

The bill was finally passed.

Senator Gibson moved to reconsider the vote by which H. B. No. 196 was passed and table the motion to reconsider.

The motion to table prevailed.

Reasons for Vote.

I voted "no" on this bill because in my judgment it interferes with the basic rights of the press, guaranteed by the Bill of Rights of the State of Texas, and also because, in my judgment, it interferes with the right of contract. I can make no objection to the object sought by this bill insofar as anonymous circulars, circulated by real or fictitious organizations, are concerned, and would have voted for it had it stopped at that point. But I am persuaded that as to men in public life and the

purity of our political institutions every individual is now fully protected by the very comprehensive libel laws of the State of Texas and the further provision that all political matter that is paid for must be marked "advertisement." Finally, no reputable newspaper in Texas will accept any matter that affects the character or welfare of another individual or individuals without having in possession the name of the writer of such article to be furnished on the demand of the person who may be aggrieved.

M'COLLUM.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 279, A bill to be entitled "An Act to amend Subdivisions 1 and 2 of Article 4599, Chapter 7, Title 66, Revised Statutes of the State of Texas, 1911, relating to the duties and powers of the State Board of Embalming, so as to include therein the power to maintain a standard of proficiency in the practice of embalming and the power to employ lecturers and demonstrators and to require said board to make annual reports to the State Health Officer, and declaring an emergency."

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

House Bill No. 465.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 465, A bill to be entitled "An Act to amend Title 124, Chapter 6, Revised Civil Statutes, 1911, by adding thereto Articles 7248a and 7252a, making it the duty of any sheriff or constable to impound any live stock running at large in violation of law, prescribing fees for impounding, providing for manner of disposing of same," etc.

The committee report was adopted.

The bill was read second time and passed to a third reading.

Special Committee Appointed.

In accordance with Simple Resolution No. 137, adopted on yesterday, the Chair appointed the following special committee: Darwin, King Gibson, Page, Hudspeth.

House Joint Resolution No. 34.

On motion of Senator Astin, H. J. R. No. 34 was made special order for tomorrow, following consideration of H. B. No. 72.

House Bill No. 235.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 235, A bill to be entitled "An Act to amend Chapter 135, Title 135, of the Revised Civil Statutes of 1911, relating to wills, by adding thereto Articles 7878a and 7878b, authorizing executors under foreign wills to sell and convey real estate and personal property situated in this State, when authorized to do so by such will, when such will has been properly probated in a court having jurisdiction over same, and validating sales and conveyances of such property heretofore made under the powers contained in such foreign will, which has been properly probated."

The committee report, with committee amendment, and that the bill be printed in the Journal, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 235 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Darwin.
Bailey of Harris.	Gibson.
Bee.	Harris.
Brelsford.	Henderson.
Clark.	Hudspeth.
Conner.	King.
Cowell.	McCollum.

McGregor.	Robbins.
Morrow.	Smith.
Nugent.	Sulter.
Page.	Townsend.
Parr.	Wiley.

Absent.

Bailey of DeWitt.	Johnson.
Hall.	Lattimore.
Harley.	McNealus.

Absent—Excused.

Westbrook.

The bill was laid before the Senate, read third time, and passed.

Senator Hudspeth moved to reconsider the vote by which H. B. No. 235 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 228.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 228, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study, by correspondence, that supply the needs of Texas people; to provide for the appointment of an executive board for same, and prescribe their duties; to provide for the appointment of members of the faculty, prescribe their duties and provide for the salaries of members of said faculty."

There being a favorable majority committee report and an adverse minority committee report.

On motion of Senator Clark, the majority committee report was adopted.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has reconsidered the vote by which Senate Bill No. 303 was finally passed, and request the Senate to return the same to the House for further consideration.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

House Bill No. 40.

The Chair laid before the Senate, on second reading,

H. B. No. 40, A bill to be entitled "An Act making it the duty of tax collectors and county attorneys to mail out notices to delinquent taxpayers; providing that failure to send out notices or publish delinquent list in paper shall make him responsible for uncollected taxes; providing that county attorney shall bring suit, and if he fails to do so he shall be held responsible for uncollected taxes; providing that the commissioners court shall see that the provisions of this Act are complied with, and declaring an emergency."

The committee report was adopted.

Senator Morrow offered the following amendment:

(Senator Cowell in the chair.)

Amend bill, page 5, line 26, by adding the following: "In any suit for such taxes it shall be a defense to show that the land is held by a purchaser for value without knowledge of any unpaid tax, and provided the tax sued for accrued more than ten years before the suit was filed."

Senator Lattimore made the point of order that the amendment was not germane to the bill.

Pending discussion Senator Nugent made the point of order that, under the order of business agreed to for today, that only local and uncontested bills would be considered today, and that this bill meeting with opposition was displaced.

The Chair, Senator Cowell, overruled the point of order, stating that the objection came too late.

The Chair overruled the point of order by Senator Lattimore.

Senator Nugent offered the following substitute for the (Morrow) amendment:

Amend the bill, page 6, line 13, by changing the period to a comma, and add the following:

"Provided, that whenever in any tax suit for taxes due prior to 1905 and subsequent to 1885, the defendant files in the case an affidavit to the effect that such taxes have been paid, or that the affiant has reason to believe or does believe that such taxes have been paid, the State shall thereafter be required to offer other evidence than the blank space on the

tax rolls under the head of 'remarks' or blank receipt stubs to make out a prima facie case in such suit before the State can recover."

Recess.

At 6:25 o'clock p. m. Senator Brelsford moved that the Senate recess until 8 o'clock tonight.

Senator Clark moved, as a substitute, that the Senate adjourn until 10 o'clock tomorrow morning, which motion was lost by the following vote:

Yeas—4.

Clark.	McCollum.
Hudspeth.	Morrow.

Nays—23.

Astin.	King.
Bailey of Harris.	Lattimore.
Bee.	Nugent.
Brelsford.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Westbrook.
Henderson.	Wiley.
Johnson.	

Absent.

Bailey of DeWitt.	McGregor.
Harris.	McNealus.

The motion to recess until 8 o'clock tonight was then adopted.

After Recess.

(Night Session.)

The Senate was called to order by President Pro Tem. Nugent.

(Senator Cowell in the chair.)

House Bill No. 40.

(Pending business.)

Action recurred on the pending business, the question being on the substitute for the amendment by Senator Morrow.

Senator Bailey of Harris moved to table the substitute, which motion to table was adopted by the following vote:

Yeas—18.

Astin.	Henderson.
Bailey of Harris.	Johnson.
Bee.	Lattimore.
Clark.	McGregor.
Conner.	Page.
Darwin.	Parr.
Gibson.	Suiter.
Harley.	Townsend.
Harris.	Wiley.

Nays—4.

Brelsford.	Hudspeth.
Cowell.	Nugent.

Absent.

Bailey of DeWitt.	Morrow.
Hall.	Robbins.
King.	Smith.
McCollum.	Westbrook.
McNealus.	

Action recurred on the amendment by Senator Morrow and, on motion of Senator Bailey of Harris, the same was adopted by the following vote:

Yeas—14.

Bailey of Harris.	Henderson.
Bee.	Johnson.
Clark.	Lattimore.
Cowell.	McGregor.
Darwin.	Parr.
Gibson.	Suiter.
Harris.	Wiley.

Nays—7.

Astin.	Hudspeth.
Brelsford.	Nugent.
Conner.	Townsend.
Harley.	

Present—Not Voting.

Smith.

Absent.

Bailey of DeWitt.	McNealus.
Hall.	Robbins.
King.	Westbrook.
McCollum.	

Pairs Recorded.

Senator Brelsford (present), who would vote yea; Senator Morrow (absent), who would vote nay.

Senator Nugent offered the following amendment:

Amend the bill by striking out the word "district."

Senator Gibson moved to table the

amendment, which motion to table was adopted.

Senator Hudspeth offered the following amendment:

Amend the bill, page 4, line 29, by striking out the figures "\$5.00" and insert in lieu thereof "\$3.00."

(Lieutenant Governor Hobby in the chair.)

Senator Gibson moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—15.

Astin.	Johnson.
Bailey of Harris.	Lattimore.
Bee.	Page.
Clark.	Parr.
Darwin.	Suiter.
Gibson.	Townsend.
Harley.	Wiley.
Henderson.	

Nays—7.

Conner.	Nugent.
Hudspeth.	Smith.
King.	Westbrook.
Morrow.	

Present—Not Voting..

Cowell.

Absent.

Bailey of DeWitt.	McGregor.
Hall.	McNealus.
Harris.	Robbins.

Pairs Recorded.

Senator Brelsford (present), who would vote nay; Senator McCollum (absent), who would vote yea.

Senator Conner offered the following amendment:

Amend the bill, page 4, line 16, after the word "taxpayer," by inserting the following words: "or his legally authorized agent."

Senator Gibson moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—18.

Astin.	King.
Bailey of Harris.	Lattimore.
Bee.	McGregor.
Clark.	Page.
Cowell.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Henderson.	Townsend.
Johnson.	Westbrook.

Nays—5.

Conner.	Nugent.
Hudspeth.	Wiley.
Morrow.	

Present—Not Voting.

Brelsford.	Harley.
	Absent.

Bailey of DeWitt.	McCollum.
Hall.	McNealus.
Harris.	Robbins.

Senator Conner offered the following amendment:

Amend the bill by striking out Section 4, because it penalizes officers for not doing certain acts that have been by contracts legally made and are being performed by parties to said contract.

Senator Gibson moved the previous question on the amendment and the bill, which was ordered.

The amendment was adopted.

The bill, having been read second time, was passed to a third reading by the following vote:

Yeas—22.

Astin.	Johnson.
Bailey of Harris.	King.
Bee.	Lattimore.
Brelsford.	McGregor.
Clark.	Page.
Cowell.	Parr.
Darwin.	Smith.
Gibson.	Suiter.
Harley.	Townsend.
Henderson.	Westbrook.
Hudspeth.	Wiley.

Nays—2.

Conner.	Morrow.
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Absent.

Bailey of DeWitt.	McNealus.
Hall.	Nugent.
Harris.	Robbins.
McCollum.	

On motion of Senator Bailey of Harris, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 40 put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	Bailey of Harris.
Bailey of DeWitt.	Bee.

Brelsford.	Lattimore.
Clark.	McGregor.
Cowell.	Morrow.
Darwin.	Page.
Gibson.	Parr.
Harley.	Smith.
Henderson.	Suiter.
Hudspeth.	Townsend.
Johnson.	Westbrook.
King.	Wiley.

Nays 1.

Conner.

Absent.

Hall.	McNealts.
Harris.	Nugent.
McCollum.	Robbins.

The bill was laid before the Senate, read third time, and passed.

Senator Gibson moved to reconsider the vote by which H. B. No. 40 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 273.

The Chair laid before the Senate, on second reading,

H. B. No. 273, A bill to be entitled "An Act to amend Chapter 11, General Laws of the State of Texas, passed by the Thirty-second Legislature at its First Called Session, which chapter is 'An Act to provide for the adoption of a system of uniform text-books in this State and for the appointment of a text-book board for such purposes.'"

Pending the reading of the caption of the bill, there was objection to its consideration at this time, since the Senate had agreed to consider local and uncontested House bills today.

House Bill No. 603.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

H. B. No. 603, A bill to be entitled "An Act to amend Chapter 21 of the Local and Special Laws of the Regular Session of the Thirty-first Legislature, as amended by Chapter 29 of the Local and Special Laws of the Regular Session of the Thirty-second Legislature, as amended by Chapters 152 and 153 of the Local and Special

Laws of the Regular Session of the Thirty-third Legislature, which Act, as so amended, creates a special road system for Williamson County."

On motion of Senator McGregor, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator McGregor, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 603 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McGregor.
Brelsford.	Morrow.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Hall.	Townsend.
Harley.	Westbrook.
Henderson.	Wiley.
Hudspeth.	

Nays.

Harris.	McNealts.
McCollum.	Nugent.

The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—26.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Bee.	McGregor.
Brelsford.	Morrow.
Clark.	Page.
Conner.	Parr.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Harley.	Townsend.
Henderson.	Westbrook.
Hudspeth.	Wiley.

Absent.

Hall.	Harris.
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McCollum. Nugent.
McNealus.

Senator McGregor moved to reconsider the vote by which H. B. 603 was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 620.

Action recurred on H. B. No. 620, pending on third reading, the bill having been read.

The bill was finally passed.

Adjournment.

At 9:20 o'clock p. m. Senator Hudspeth moved that the Senate adjourn until 10 o'clock tomorrow morning.

The motion was adopted by the following vote:

Yeas—14

Bailey of DeWitt.	Hudspeth.
Brelsford.	Morrow.
Clark.	Nugent.
Conner.	Page.
Cowell.	Suiter.
Darwin.	Townsend.
Harley.	Westbrook.

Nays—10

Astin.	Lattimore.
Bailey of Harris.	McGregor.
Bee.	Parr.
Henderson.	Robbins.
King.	Wiley.

Absent.

Gibson.	McCollum.
Hall.	McNealus.
Harris.	Smith.
Johnson.	

APPENDIX A.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Rules respectfully submit the accompanying "Rules of Order for the Thirty-fourth Legislature of the State of Texas," and respectfully recommend

their adoption as the permanent rules for this body.

We further recommend that said rules be copied into the Senate Journal of this date, for the information of the members, and that they be not printed otherwise.

DARWIN, Chairman.

RULES OF ORDER of the THIRTY-FOURTH LEGISLATURE of the STATE OF TEXAS.

RULES OF THE SENATE.

Quorum.

1. Two-thirds of all the Senators elected shall constitute a quorum, but a smaller number may adjourn (or recess) from day to day, and compel the attendance of absent members. (Constitution, Art. III, Sec. 10.)

2. In case a less number shall convene, the members present may send the Sergeant-at-Arms, or any other person or persons, for any or all absent members.

Absentees.

3. No member shall absent himself from the sessions of the Senate without leave unless he be sick or unable to attend.

4. A call of the Senate may be demanded by five members, and if there be any absent the names of the absentees shall be called again. If they do not answer, the Sergeant-at-Arms or a special messenger may be sent for them, and the question pending shall be, without a motion, laid on the table until the absentees appear or the call be suspended.

Officers of the Senate.

5. The Lieutenant Governor of the State shall, by virtue of his office, be President of the Senate (Constitution, Art. IV, Sec. 16); decide all questions of order, subject to appeal by any member; have direction and control of all committee clerks and employes of the Senate and assign them to their duties. He shall have control of such parts of the Capitol as have been, or may be, set apart for the use of the Senate and its officers. He shall have the right to name a member to perform the duties of the Chair, but such substi-

tution shall not extend beyond such time as a majority of the Senators present vote to elect another member in the place of the member so called to the chair by the Lieutenant Governor, and a motion shall be in order at any time such substitute is presiding to elect another member to preside, and if a majority of the Senators present so vote, the member called to the chair by the Lieutenant Governor or by the President Pro Tem. of the Senate shall vacate the chair and the member elected by a majority shall preside until the Lieutenant Governor or President Pro Tem. shall take the gavel and preside.

6. The Senate shall, at the beginning and close of each session, and at such other times as may be necessary, elect one of its members President Pro Tempore, who shall perform the duties of Lieutenant Governor in any case of absence or disability of that officer and whenever the said office of Lieutenant Governor shall be vacant. (Constitution, Art. III, Sec. 9.)

6a. If any Senator other than the regularly elected President Pro Tem. be presiding and fails or refuses to recognize any Senator to make a motion that is in order, or to raise a point of order, that it is in order to raise, or fails or refuses to entertain an appeal from his decision, or to put such question to the Senate, or fails to recognize any Senator to demand that a point of order under discussion be immediately decided, or fails to put the question, if seconded by ten Senators, "Shall the point of order be now decided?" such Senator so offending shall be deemed guilty of violating the high privileges of the Senate and the members thereof, and shall be in contempt of the Senate, and until such offending Senator shall purge himself of such contempt and be excused by the Senate, he shall not again be called to the chair during the session. If such Senator so presiding shall refuse to recognize any Senator when addressed in proper order, or to entertain the motion, point of order, or appeal of any Senator, or to pass upon the same, or to recognize a Senator to make the demand when seconded by ten Senators that a point of order under discussion be immediately decided, then the Senator

seeking recognition may rise in his seat, and without recognition, read a written demand upon the Senator presiding, provided the same is signed by a majority of the Senators present, and if the Senator presiding persists in his refusal, then any number of Senators constituting a majority of the Senators present may present such written demand to the Sergeant-at-Arms, or the Assistant Sergeant-at-Arms, and such written demand shall be a full and sufficient warrant for arrest, empowering such officer, or either of them, to arrest said Senator so persisting and eject him from the chair, and retain him under arrest until he shall be released by order of the Senate.

Should the Sergeant-at-Arms or the Assistant Sergeant-at-Arms fail or refuse to act and carry out such demand, they shall be removed from office on a majority vote of the Senate.

When such Senator is removed as aforesaid and the chair remains vacant, the Secretary shall call the Senate to order, and a President Pro Tempore Ad Interim shall be elected to preside until the Lieutenant Governor or a regularly elected President Pro Tem. shall appear and take the gavel.

As soon as order is restored the Chair shall cause a record of the fact of removal to be made.

7. A Secretary, Assistant Secretary, Journal Clerk, Assistant Journal Clerk, Calendar Clerk, Engrossing Clerk, Enrolling Clerk, Sergeant-at-Arms, Assistant Sergeant-at-Arms, Doorkeeper, Assistant Doorkeeper, Chaplain and such other officers as a majority vote may determine to be necessary, shall be elected at the opening of the session of the Legislature to continue in office until discharged by the Senate, who shall perform such duties as may be incumbent upon them in their respective offices, under the direction of the Senate.

Open Doors.

8. The doors of the Senate shall be kept open, except when there is an executive session. (Constitution, Art. III, Sec. 16.)

Order of Business.

9. The presiding officer shall take the chair at the hour to which the Senate last adjourned.

10. The names of the Senators shall be called alphabetically; should a quorum not be in attendance, a majority of those present shall be authorized to send the Sergeant-at-Arms, or a special messenger, for the absentees; when there is a quorum present the Journal of the preceding day shall be read and corrected, if necessary. (Constitution, Art. III, Sec. 10.)

11. The President shall then call:

(1) For petitions and memorials.

(2) For reports from standing committees.

(3) For reports from select committees.

(4) For bills and resolutions, which shall conclude the morning call (except on House bill days as provided in Paragraph 5 following), and which the President shall announce to the Senate.

(5) On Wednesday and Thursday of each week only House bills on their third and second reading, respectively, shall be taken up and considered until disposed of, and in case one should be pending at adjournment on Thursday it shall go over until the succeeding day, Friday, until disposed of, and it shall require four-fifths of the Senators present to suspend this rule, which shall, on these days, conclude the morning call, which the President shall announce to the Senate.

(6) For the special order.

(7) For unfinished business.

(8) For business on the President's table, which shall be disposed of in the following order:

(1) Simple resolutions.

(2) Messages and executive communications.

(3) House bills on third reading.

(4) Senate bills on third reading.

(5) House bills on second reading.

(6) Senate bills on second reading.

Senate bills and resolutions with House amendments may be called up at any time as privileged questions.

12. A special order shall be considered at a time for which it is set and considered from day to day until disposed of unless at the time so fixed there is pending business under a special order, but such business may be suspended by a majority vote of all the members present in order to consider a special order. If a special order is not reached or con-

sidered at the time fixed, it shall not lose its place as a special order, provided that any special order shall be subject to Rule 64, providing that the order of business may be postponed or changed by two-thirds vote of all members present.

Decorum and Debate.

13. When a Senator is about to speak in debate or to communicate any matter to the Senate, he shall rise in his place and address the President.

14. When two or more members rise at once, the presiding officer shall decide which one shall speak first, but from his decision an appeal without debate may be taken to the Senate by any member.

15. No member shall speak more than once in any one debate until every member desiring to do so shall have spoken; nor shall any member speak more than twice in any one debate without leave of the Senate.

16. When a member shall be called to order by the President, or by a Senator, he shall sit down and not be allowed to speak, except to the point of order, until the question of order be decided. If the decision be in his favor he shall be at liberty to proceed; if otherwise, he shall not proceed without leave of the Senate.

17. If a member be called to order for using exceptional words, they shall immediately be taken down in writing that the President may be better enabled to judge them.

18. Every question of order shall in the first instance be decided by the President, from whose decision any member may appeal to the Senate.

19. While the President is putting the question or addressing the Senate he shall not be interrupted.

20. While a member has the floor no member shall interrupt him or otherwise interrupt the business of the Senate except for the purpose of making a point of order, calling him to order, or for the purpose of moving the previous question, or for the purpose of demanding that a point of order under discussion or consideration be immediately decided, and any member shall, though another member has the floor, be recognized by the presiding officer, and be in order to call to order the member, to make a point of order, or to

move the previous question, or to demand that a point of order be immediately decided.

21. When a question is under consideration by the Senate no motion shall be made except—

(1) To fix the day to which the Senate shall adjourn or recess.

(2) To adjourn or recess.

(3) To proceed to the transaction of executive business.

(4) The previous question.

(5) To postpone to a time certain.

(6) To amend.

(7) To commit with instruction.

(8) To commit without instructions.

(9) To lie on the table.

(10) To postpone indefinitely.

Which several motions have precedence in the order in which they are arranged. All amendments tending to perfect a bill shall have precedence of a motion to strike out the enacting clause.

21a. Pending the reading of any bill or any resolution introduced or offered by any member, the foregoing privileged motions shall be in order, and any member shall be recognized by the presiding officer and be in order to make any such motions, or to move that the first reading of such bill or resolution be, for the time, dispensed with, and that the bill or resolution lie on the table until, for the purpose of giving it a first reading, it is taken off the table by a majority vote of the Senate.

22. No debate shall be allowed on a motion to lay on the table, for the previous question, or to adjourn, or recess.

23. When any Senate bill shall be reached upon the calendar, or shall be before the Senate for consideration, it shall be the duty of the President to give the place of such bill on the calendar to any House bill which has been referred to and reported from a committee of the Senate containing the same subject, or to lay such House bill before the Senate to be considered in lieu of such Senate bill.

24. The Senate may punish any member for disorderly conduct, and with the consent of two-thirds may expel a member; but not a second time for the same offense. (Constitution, Article 3, Section 11.)

25. The Senate, during its session, may imprison for forty-eight hours any person, not a member, for disrespectful or disorderly conduct in

its presence, or for obstructing any of its proceedings. (Constitution, Art. 3, Sec. 15.)

26. Any member who shall receive or offer a bribe, or who shall suffer his vote to be influenced by promise of preferment or reward, shall, on conviction, be expelled.

Bills.

27. No bill shall have the force of a law until it has been read on three several days in each house, and free discussion allowed thereon; but in case of imperative public necessity (which necessity shall be stated in a preamble or in the body of the bill) four-fifths of the house in which the bill may be pending may suspend this rule, the yeas and nays being taken on the question of suspension and entered upon the Journal. (Constitution, Art. 3, Sec. 32.)

28. The President shall, at each reading, announce whether the bill originated in the Senate or House of Representatives, and whether it be the first, second or third reading.

29. A bill, when introduced, shall be read and referred to a committee. The first reading of a bill, if a Senate bill, shall be the reading thereof, when first introduced; if a House bill, the reading thereof when submitted to the Senate. And all House bills, when received in the Senate shall be read and referred to a committee. No action shall be taken upon a bill, accepting, rejecting or amending the same until it has been reported upon by a committee. And it shall be the duty of each committee of the Senate when there has been referred to it or is before it for consideration a Senate bill and a House bill containing the same subject, to first consider and report upon the House bill.

30. No motion shall be necessary to pass a bill to its second reading. The main question on the second reading of the bill shall be, if a Senate bill, "Shall this bill be engrossed and passed to a third reading?" And if a House bill, "Shall this bill pass to a third reading?"

31. No bill shall be considered unless it has first been referred to a committee and reported thereon; and no bill shall be passed which has not been presented and referred to a committee at least three days before the final adjournment of the Legislature. (Constitution, Art. 3, Sec. 37.) And no vote shall be taken upon the passage of any bill within the last twenty-four hours of the session unless it be to correct an error therein.

31a. Whenever any bill is reported favorably by a committee of the Senate or the Senate so directs by its order, such bill shall be printed and a copy thereof shall be laid on the desk of each Senator unless otherwise ordered by the Senate.

32. No amendment shall be adopted at the third reading of a bill without the consent of two-thirds of the members present.

33. It shall be in order at the third reading of a bill to move its reference to a committee; and should such motion prevail and the same be reported back to the Senate, the said bill shall be considered as on its second reading.

34. The presiding officer of each house shall, in the presence of the house over which he presides, sign all bills and joint resolutions passed by the Legislature, after their titles have been publicly read before signing, and the fact of signing shall be entered on the Journals. (Constitution, Art. 3, Sec. 38.)

Substitute Bills.

35. When the House of Representatives shall adopt and send to the Senate a substitute for a bill that had previously passed the Senate and been sent to the House, said substitute shall be acted upon by the Senate in the same manner as a bill that originated in the House of Representatives; and any amendment which is in effect a substitute shall be considered a substitute bill.

Resolutions.

36. Every resolution that requires the approval of the Governor shall be subject to the rules that govern the proceedings on bills.

37. All resolutions, except those named in the preceding rule, shall be acted on upon their introduction, or on motion, postponed or referred to an appropriate committee.

Amendments to the Constitution.

38. All amendments proposed to the Constitution shall be subject to rules that govern the proceedings on bills, except that they shall, in all cases, be read on three several days, and shall only be passed by a vote of two-thirds of the members elected to the Senate. (Constitution, Art. 17, Sec. 1.) When a proposed amendment to the Constitution may be under consideration, the votes of a majority of the members present shall be sufficient to decide an amendment thereto, or any collateral

or incidental question short of the final question.

Motions.

39. All motions shall be reduced to writing and read by the Secretary, if desired by the presiding officer or any Senator present.

40. After a motion has been stated by the President, or read by the Secretary, it shall be deemed to be in possession of the Senate; but it may be withdrawn at any time, before it has been amended or decided.

41. On motion to fix a sum or state a time, the largest sum and the longest time shall have precedence.

42. Any member may have the question before the Senate divided, if it be susceptible of a division, into distinct questions; but on the motion to strike out and insert, it shall not be in order to move for a division of the question; but the rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition; nor prevent a subsequent motion simply to strike out; nor shall the rejection of the motion simply to strike out prevent a subsequent motion to strike out and insert. A motion to table shall only affect the matter to which it is directed, and a motion to table an amendment shall never have the effect of tabling the entire measure.

43. A motion to postpone or to commit having been once decided, shall not again be entertained on the same day, at the same stage of the bill or other question before the Senate.

Petitions and Memorials.

44. Before any petition or memorial addressed to the Senate, shall be received and read at table, a brief verbal statement of its contents may be made by the person presenting it.

Protests.

45. Any member shall have the privilege to have spread upon the Journal of the Senate his reason for any vote he may cast.

Reports.

46. All committee reports shall be in writing.

47. It shall be in order for the Committees on Engrossed and Enrolled Bills to report at any time.

48. All reports except reports from Committees on Engrossed and Enrolled Bills shall, after being read, lie on the table one day before consideration, unless committed.

49. When a committee shall report an original bill, such bill shall be read with the report, and shall be endorsed by the Secretary as having been read the first time.

Commitment.

50. Motion in writing, reports, and all resolutions, except such as require the approval of the Governor, may be committed at the pleasure of the Senate.

51. When several motions shall be made for reference of a subject to a committee, they shall have the preference in the following order:

First: To a committee of the whole Senate.

Second: To a standing committee.

Third: To a select committee.

Reconsideration.

52. After a question shall have been decided, either in the affirmative or negative, any member voting with the prevailing side may, on the same day in which the vote was taken, or within the next succeeding day of actual session, move the reconsideration thereof. When a bill, resolution, report, amendment, order, or message upon which a vote was taken shall have gone out of the possession of the Senate and been communicated to the House of Representatives, the motion to reconsider shall be accompanied by a motion to request the House to return same which last motion shall be acted upon, and if determined in the negative shall be a final disposition of the motion to reconsider.

53. In all cases a motion to reconsider shall be decided by a majority of the vote.

54. When the reading of a paper is called for, and the same is objected to by any member, it shall be determined by a majority vote of the Senate, and without debate.

Questions—Mode of Stating and Voting Upon.

55. All questions shall be distinctly put by the President, and the members shall signify their assent or dissent by answering "yea" or "nay."

Equal Division of the Senate.

56. If the Senate be equally divided on any question, the Lieutenant-Governor, if present, shall give the casting vote. (Constitution, Art. 4, Sec. 16.)

57. The President of the Senate, for the time being, shall not, by virtue

of his office, be entitled to give the casting vote in any case.

58. If the Senate is equally divided on any question when the Lieutenant-Governor is not present, such question or motion shall be lost.

Yeas and Nays.

59. Upon the final passage of all amendments proposed to the Constitution, of all bills appropriating money or lands for any purpose, and of all questions requiring a vote of two-thirds, except a motion to suspend the rules, the presiding officer shall call for the yeas and nays, and they shall be entered on the Journal.

60. At the desire of any three members present, the yeas and nays shall be entered on the Journal, and the names of the members present and not voting shall be recorded immediately after those voting in the affirmative and negative, and such members shall be counted in determining the presence of a quorum. (Constitution, Art. 3, Sec. 12.)

61. Upon any roll call of the Senate, should any member who is in the Senate Chamber fail or refuse to answer when his name is called, the Secretary of the Senate shall, under the direction of the President of the Senate, record such members as present.

Two-thirds Vote—On What Questions Required.

62. A vote of two-thirds of all members elected to the Senate shall be required:

(1) For the final passage of amendments to the Constitution. (Constitution, Art. 17, Sec. 1.)

(2) For the final passage of bills exempting property from taxation. (Constitution, Art. 8, Sec. 10.)

(3) For the final passage of bills to revoke or repeal private corporations.

(4) For the final passage of bills to authorize the State to borrow money.

(5) For the passage of bills that have been returned by the Governor with his objections. (Constitution, Art. 4, Sec. 14.)

(6) For the final passage of bills to reduce a county to a less area than nine hundred square miles. (Constitution, Art. 9, Sec. 1.)

(7) For the passage of an address to the Governor for the removal of any civil officers. (Constitution, Art. 15, Sec. 8.)

(8) In case of impeachment, a vote of two-thirds shall be required to con-

vict. (Constitution, Art. 15, Sec. 3.)

(9) To expel a member. (Constitution, Art. 3, Sec. 11.)

A vote of two-thirds of all members present shall be required:

(1) To adopt an amendment at the third reading of a bill or joint resolution. (See Senate Rule 33.)

(2) To postpone or change the order of business.

(3) To suspend any rule of the Senate.

(4) To excuse absentees.

Suspension and Rescission of the Rules.

63. It shall require a vote of four-fifths of the Senate to suspend the rule requiring bills to be read on three several days. (Constitution, Art. 3, Sec. 32.)

64. Any rule, order or act of the Senate may be rescinded or changed by a two-thirds vote of all the members present, except where otherwise provided by the Constitution or the laws.

65. No motion to suspend the rules for the purpose of considering a bill or resolution out of its order shall be entertained during the morning call.

Rejection of Bills, Resolutions and Motions.

66. After a bill or resolution has been considered and defeated by either branch of the Legislature, no bill or resolution containing the same substance shall be passed into a law during the same session. (Constitution, Art. 3, Sec. 34.)

Elections.

67. In all elections of the Senate, the vote shall be given viva voce, except in the election of officers of the Senate. (Constitution, Art. 3, Sec. 41.)

68. A majority of the whole number of votes cast shall be necessary for a choice in all elections by the Senate.

Committees.

69. All committees shall be appointed by the President, unless otherwise directed by the Senate.

70. The following standing committees shall be appointed:

(1) A Committee on Civil Jurisprudence.

(2) A committee on Criminal Jurisprudence.

(3) A Committee on Constitutional Amendments.

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(4) A Committee on Educational Affairs.

(5) A Committee on Internal Improvements.

(6) A Committee on Finance.

(7) A Committee on Public Lands and Land Office.

(8) A Committee on State Penitentiaries.

(9) A Committee on Public Health.

(10) A Committee on Military Affairs.

(11) A Committee on State Affairs.

(12) A Committee on Commerce and Manufactures.

(13) A Committee on Roads, Bridges and Ferries.

(14) A Committee on Public Debt, Claims and Accounts.

(15) A Committee on Contingent Expenses.

(16) A Committee on Federal Relations.

(17) A Committee on Counties and County Boundaries.

(18) A Committee on Public Printing.

(19) A Committee on Judicial Districts.

(20) A Committee on Stock and Stock Raising.

(21) A Committee on Agricultural Affairs.

(22) A Committee on State Institutions and Departments.

(23) A Committee on Privileges and Elections.

(24) A Committee on Public Buildings and Grounds.

(25) A Committee on Rules.

(26) A Committee on Engrossed Bills.

(27) A Committee on Enrolled Bills.

(28) A Committee on Insurance and Banking.

(29) A Committee on Towns and City Corporations.

(30) A Committee on Mining, Irrigation and Drainage.

(31) A Committee on Labor.

70a. The following standing committees are hereby created and the members thereof shall be appointed by the Lieutenant Governor, unless otherwise directed by the Senate:

(1) A Committee on Congressional Districts.

(2) A Committee on Senatorial Districts.

Each of said committees to consist of such members as the Lieutenant Governor shall appoint.

71. All conference committees shall be elected by the Senate, unless otherwise provided.

72. The Senate may, by resolution, add members to any committee, standing or special, but when such additions are made, no further change in standing committees shall be made, except by and with the consent of a two-thirds majority of all the Senators present.

73. The present committees appointed by the Lieutenant Governor and added to by the Senate are declared to be the committees of the present Senate.

Committee of the Whole.

74. It shall be in order for the Senate at any time after bills and resolutions have been called to resolve itself into Committee of the Whole.

75. In forming a Committee of the Whole Senate, the President shall leave the chair, and shall appoint a chairman to preside in committee.

76. When in Committee of the Whole, the Lieutenant Governor shall have the right to debate and vote on all questions. (Constitution, Art. 4, Sec. 16).

77. The rules of the Senate, as far as applicable, shall be observed in Committee of the Whole.

78. Upon bills committed to a Committee of the Whole Senate, the bills shall be read and debated by clauses, leaving the preamble to be last considered; the body of the bill shall not be defaced or interlined; but all amendments, noting the page or line, shall be duly entered by the Secretary, on a separate paper, as the same shall be agreed to by the committee, and so reported to the Senate; after the report, the bill shall again be subject to be debated and amended, or committed before a question to engross it be taken.

Nominations By the Governor.

79. When nominations shall be sent to the Senate by the Governor, a future day shall be assigned for action thereon, unless the Senate unanimously directs otherwise.

80. Nominations shall be acted on in executive sessions only.

81. All nominations approved or definitely acted on by the Senate shall be returned to the Governor, by the Secretary, from day to day, as such proceedings may occur.

Executive Session.

82. When the Senate is in executive session, the Senate Chamber and gallery shall be cleared of all persons, except Secretaries, Doorkeeper and Assistant Doorkeeper, Sergeant-at-Arms and Assistant Sergeant-at-Arms, who shall keep secret the proceedings of such session until the injunction of secrecy is removed by unanimous vote of the Senate.

83. All information or remarks touching the character or qualifications of any person nominated by the Governor's office shall be kept secret.

84. Any officer or member convicted of violating any provisions of either of the two preceding rules shall be liable, if an officer, to dismissal from the service of the Senate, and if a member, to expulsion.

Messages.

85. Messages, bills, resolutions and other papers shall be sent to the House of Representatives by the Secretary, who shall previously endorse upon them the final determination of the Senate thereon.

86. Messages may be received at any time, except while a question is being put, while the yeas and nays are being taken, or while the ballots are being counted.

Journal of the Senate.

87. The proceedings of the Senate, when not in Committee of the Whole, or in Executive Session, shall be entered on the Journal as concisely as possible, care being taken to detail a true and accurate account of the proceedings; the titles of the bill, and such parts thereof only as shall be affected by proposed amendments, shall be inserted in the Journal; every report of a committee and vote of the Senate, and a brief statement of the contents of each petition, memorial or paper presented to the Senate, shall also be inserted in the Journal.

88. When a bill shall be returned to the Senate by the Governor, with his objections, which shall be entered at large upon the Journal. (Constitution, Art. 4, Sec. 14.)

89. The proceedings of the Senate, when in Executive Session acting upon nominations made by the Governor, shall be kept in a separate book, but the final result of such session shall be placed upon the Jour-

nal of the Senate, and the Secretary shall report the same to the Governor.

Adjournment.

90. A motion to adjourn or recess shall always be in order, and shall be decided without debate, and the Senate may adjourn or recess while operating under the previous question.

91. The Senate shall not adjourn or recess for more than three days, nor to any other place than that in which it may be sitting, without the concurrence of the House of Representatives. (Constitution, Art 3, Sec. 17).

92. That persons hereinafter named, and no others, shall be admitted to the Senate Chamber while the Senate is in session, viz.:

(1) The members and employes of the Senate and their families, Representatives and employes of the House of Representatives, the Governor and his Private Secretary, the Lieutenant Governor and members of the families of the Lieutenant Governor and Senators, the officers of the General State Government, the President and Vice President of the United States, United States Senators and members of Congress, Governors of other States, the heads of the departments, judges of the Supreme Court, and the Courts of Criminal and Civil Appeals. Provided, that the exceptions herein named shall not apply to any person or persons engaged in lobbying.

(2) Reporters of newspapers shall be assigned appropriate and convenient seats in the Senate by direction of the President.

(3) Provided, that no newspaper reporter, or any person whomsoever who is lobbying or working for or against any pending or prospective legislative measure, shall in any event be admitted upon the floor of the Senate or rooms leading thereto when the Senate is in session, nor shall any newspaper reporter, whose salary or compensation is paid in whole or in part by any persons, corporation, firm or association other than the paper or papers for which he reports, be admitted into the hall or rooms leading thereto when the Senate is in session.

(4) It shall not be in order for the President to entertain a request, motion or resolution for the suspension of this rule or to present from

the chair the request of any member for unanimous consent.

(5) It shall be the duty of the Sergeant-at-Arms and his assistant to clear the Senate Chamber of all persons not entitled to the privileges thereof five minutes before the hour of meeting.

(6) Provided, that this rule shall not apply to persons who are invited to address the Senate when in session, nor shall it apply to any person who desires to appear before any committee, while going to or returning from the session of said committee; provided, further, that this rule shall not apply during the inauguration of the Governor and other public ceremonies provided for by resolution of the Senate. All officers and employes of the Senate are prohibited from lobbying in favor of or against any measure or proposition pending before the Senate, and should any officer or employe violate this rule, the same shall be cause for dismissal from the service of the Senate.

Senate Rules—When Silent.

93. The President of the Senate shall decide all questions not provided for by the standing rules of order of the Senate, and joint rules of order of both branches of the Legislature, according to parliamentary practice, as laid down by modern approved authors, subject to appeal to the entire Senate, as in other cases.

Previous Question.

94. Pending the consideration of any question before the Senate, any Senator may call for the previous question, and if seconded by five Senators, the presiding officer shall submit the question: "Shall the main question be now put?" And if a majority vote is in favor of it, the main question shall be ordered, the effect of which shall be to cut off all further amendments and debate, and bring the Senate to a direct vote—first, upon pending amendments and motions, if there be any, then upon the main proposition. The previous question may be ordered on any pending amendment or motion before the Senate as a separate proposition, and be decided by a vote upon said amendment or motion.

Point of Order.

95. Pending the consideration or discussion of any point of order be-

fore the presiding officer and the Senate, or either, any Senator may demand that the point of order be immediately decided, and if seconded by ten Senators, the presiding officer shall submit the question: "Shall the point of order be now decided?" If a majority vote is in favor of it, the point of order shall immediately be decided by the presiding officer, and if an appeal from his decision is taken, the appeal shall be immediately decided by the Senate without debate.

APPENDIX B.

House Bill No. 285.

Committee Room, •
Austin, Texas, March 16, 1915.
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Agricultural Affairs, to whom was referred

H. B. No. 85,
Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed, but printed in the Journal.

ASTIN, Chairman.

Following is the bill in full:

By Valentine and
Wortham.

H. B. No. 285.

A BILL

To be entitled

An Act to amend Articles 3971, 3972 and 3973 of Chapter 1, Title 62, of the Revised Civil Statutes of Texas, 1911, relating to sales of merchandise in bulk, so as to include the fixtures pertaining to the conduct of such business, and to make the purchaser or transferee who shall not conform to the provisions of this Act, upon the application of any creditor or seller or transferor, a receiver of said goods, wares and merchandise and fixtures that have thus come into his possession.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Articles 3971, 3972 and 3973 of Chapter 1, Title 62, of the Revised Civil Statutes of Texas, 1911, be and the same are

hereby amended so as to hereafter read as follows:

Article 3971. The sale or transfer in bulk of any part or the whole of a stock of merchandise, or merchandise and the fixtures pertaining to the conducting of said business otherwise than in the ordinary course of trade and in the regular prosecution of the business of the seller or transferor shall be void as against the creditors of the seller or transferor unless the purchaser or transferee demand and receive from the seller or transferor a written list of names and addresses of the creditors of the seller or transferor, with the amount of indebtedness due or owing to each and certified by the seller or transferor under oath to be a full, accurate and complete list of his creditors, and of his indebtedness; and unless the purchaser or transferee shall at least ten days before taking possession of such merchandise or merchandise and fixtures, or paying therefor, notify personally or by registered mail every creditor whose name and address are stated in said list, or of which he has knowledge, of the proposed sale and of the price, terms and conditions thereof. Any purchaser or transferee who shall not conform to the provisions of this Act shall, upon application of any of the creditors of the seller or transferor, become a receiver and be held accountable to such creditors for all goods, wares, merchandise and fixtures that have come into his possession by virtue of such sale or transfer.

Article 3972. Any purchaser or transferee who shall conform to the provisions of Article 3971 shall not in any way be held accountable to any creditor of the seller or transferor for any of the goods, wares, merchandise or fixtures that have come into the possession of said purchaser or transferee by virtue of such sale or transfer.

Article 3973. Nothing in Articles 3971 and 3972 shall apply to sales by executors, administrators, receivers or any public officer conducting a sale in his official capacity, nor to a sale or transfer of stocks of merchandise and fixtures for the payment of bona fide debts, where all creditors share in proportion to their respective claims, and without preference in the sale or transfer or the proceeds thereof.

House Bill No. 85.

Committee Room,
Austin, Texas, March 16, 1915.
Hon. W. P. Hobby, President of the
Senate.

Sir: Your Committee on Agricultural Affairs, to whom was referred

H. B. No. 85

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed, but printed in the Journal.

ASTIN, Chairman.

Following is the bill in full:

By Thompson and
Sullivan.

H. B. No. 85.

A BILL

To be entitled

An Act to stimulate and preserve the credit of the people of the State of Texas, and to prevent a sacrifice of the producers of cotton, grain and other agricultural products raised in the State of Texas, and to maintain the solvency of the banks chartered by the State of Texas and to preserve the credit thereof and to keep intact the depositors guaranty fund in said banks, and to maintain the credit of the industrial masses and to further facilitate the producers of cotton and grain, to store the same in bonded warehouses and elevators and obtain certificates therefor, and to enable the holders of said certificates to negotiate their promissory notes created and based thereon and for other purposes; creating offenses for violations of this Act, and providing the punishment therefor; making an appropriation for carrying into effect the provisions hereof; defining certain duties for the Commissioner of Insurance and Banking, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That each and every person, partnership or joint stock association hereafter engaged in agricultural farming shall have the right to deposit his, her or their cotton or grain by weight or in bushels of the standard weight of the United

States in any bonded warehouse or elevators under the supervision and control of the Board of Supervisors of Warehouses, under the laws of the State of Texas, which said cotton and grain, upon the deposit thereof in said bonded warehouses shall be properly classed or classified by the keeper of said bonded warehouse and a certificate containing the weight, numbers of bales or packages of grain, and the classification thereof shall be written in said certificates, which said certificates shall be printed or lithographed by and under the supervision and direction of the Commissioner of Insurance and Banking of the State of Texas, and blanks thereof furnished to the keepers of said bonded warehouse to be furnished by him under his official signature to the depositors of cotton and grain of any kind in said bonded warehouse.

Sec. 2. And be it further enacted that blank promissory notes of the face value of one, two, three, five, ten and twenty dollars each, made payable to bearer, shall be prepared in due form, properly lithographed, and be furnished by the Commissioner of Insurance and Banking to banks chartered under the laws of the State of Texas, for the use of the depositors of said cotton and grain aforesaid, whereby the said depositors shall have the right to take their certificates of their said cotton or grain to the said State bank or banks chartered by the State of Texas and deposit said certificates with said bank or banks, and they shall furnish said depositor with blank promissory notes of the face value aforesaid, or so much thereof as shall be equal to two-thirds of the value of each bale of cotton, according to its classification, or to each parcel of grain, according to its classification in said certificates, which said promissory notes when signed up by the depositors of said certificates shall become negotiable paper as other promissory notes, and shall be a lien upon said cotton to the extent of their face value for the purpose of aiding and securing their redemption by said bank as herein-after provided.

Sec. 3. And be it further enacted that said promissory notes shall bear interest from date at the rate of four per cent per annum until redeemed

by the maker thereof or by the State bank as hereinafter provided.

Sec. 4. And be it further enacted that said promissory notes provided for in this Act shall become due in six months after the date thereof.

Sec. 5. And be it further enacted that should said cotton or grain so stored in a bonded warehouse or elevator as herein provided depreciate in value during the period of six months from the issuance of said promissory notes based on the deposit of said cotton and grain aforesaid, the makers of said promissory notes or the banks where issued shall have the right to sell said cotton, and it shall be their duty to sell said cotton or grain for the purpose of discharging said promissory notes and interest and the storage and insurance against said cotton during said period of time.

Sec. 6. And be it further enacted that the State banks chartered under the laws of this State shall receive said promissory notes, lithographed and designed by and under the direction of the Commissioner of Insurance and Banking of the State of Texas, and from him, and shall hold the same subject to be called for and used and put in circulation as commercial paper by the owners of cotton and grain certificates deposited with said bank.

Sec. 7. And be it further enacted that any person other than the keeper and manager of the bonded warehouse herein provided for, and any person other than the owner of said certificates, who shall sign said certificates or any of said promissory notes herein provided for and put the same in circulation, shall be guilty of a felony, and shall be punished on conviction for said offense for a term of years not less than two nor more than ten years in the penitentiary of the State of Texas.

Sec. 8. And be it further enacted that the owners of said cotton and grain certificates shall have the right under this Act by private contract to arrange and have any State bank or banks aiding and assisting in the executing and putting in circulation said promissory notes as commercial paper, and keeping a record of said certificates deposited with said bank, and the said notes issued aforesaid, such compensation as may be agreed to by the depositors of said certificates and the makers of said notes.

Sec. 9. And be it further enacted that no person holding such cotton or grain certificates issued by the keepers of the bonded warehouse under this Act shall place said certificate or offer to place said certificate in any State bank or banks in this State for the purpose of obtaining the benefits of this Act in any instance where there is a prior landlord's lien or mortgage, and any person violating this provision of this Act shall be deemed guilty of swindling, and shall be punished as provided in our Penal Code defining swindling.

Sec. 10. And be it further enacted that should said cotton or grain depreciate in value from its full value as agreed upon when said promissory notes as a lien thereon is made, issued and put in circulation by the holder of said cotton or grain certificate so as to depreciate the value of said promissory notes, he shall have the privilege of putting up in said bank or banks holding said cotton or grain certificate or certificates such further margin as will be equal to the fixed value of the cotton or grain at the time when said promissory notes are signed by the owner of said certificate for said cotton or grain and put in circulation, and should the maker of said notes fail or refuse to put up said margin as herein provided for and said cotton or grain shall depreciate to within five dollars of the two-thirds value fixed at the time of the issuance of said notes, then and in that event, the bank shall have the power to sell said cotton or grain in open market and retain sufficient moneys out of the sale thereof on deposit to pay off and discharge said notes when presented, which shall not be later than six months from their date, and apply the remainder to the payment of whatever storage and insurance and interest accruing against said cotton or grain, and the excess thereof shall be deposited to the credit of the maker of said notes.

Sec. 11. And be it further enacted that any maker of said promissory notes put in circulation as commercial paper, as provided by this Act, shall have the right at any time within six months to sell said cotton or grain in open market or shall direct the bank to sell the same in open market for the purpose of redeeming said promissory notes issued and put in circulation on the

face of said cotton or grain certificate, and the moneys arising from said sale shall be deposited in the maker's name in the said bank for the purpose of redeeming said notes, interest, insurance and storage at the end of six months, the date of their maturity or before.

Sec. 12. And be it further enacted that there shall be printed on the left-hand margin of each of said notes the name of the State bank and the place of activity for the purpose of indicating the bank at which said notes are to be redeemed.

Sec. 13. And be it further enacted that on the back of each of said series of promissory notes the issuance of which is provided for in this Act shall have printed thereon the following words: "This is one of a series of notes issued against and secured by two-thirds of the value of one bale of cotton, or so many bushels of grain," and said promissory notes shall be first lithographed and issued to carry out the provisions of this Act as for cotton or grain, and to carry out the purposes of this Act such blank promissory notes shall be provided by the Commissioner of Insurance and Banking to cover either cotton or a grain transaction.

Sec. 14. And be it further enacted that the sum of five thousand dollars, or as much thereof as is necessary, is hereby appropriated from the Treasury of the State of Texas, not otherwise heretofore appropriated, to aid the Commissioner of Insurance and Banking of the State of Texas to carry into effect the provisions of this Act by the Commissioner of Banking and Insurance of the State of Texas.

Sec. 15. The importance of this legislation creates an emergency and an imperative public necessity which requires that the constitutional rule providing that bills shall be read on three several days in each house, be suspended, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Reports.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred H. B. No. 663, A bill to be entitled "An Act creating the Shepherd Independent School District in San Jacinto County, Texas, and declaring an emergency,"

Have had the same under consideration and beg to report the same back to the Senate with the recommendation that it do pass and be not printed.

Bee, chairman; Johnson, Cowell, Bailey of Harris, Harley, Robbins, Morrow, Smith, McGregor, Astin, Darwin, Bailey of DeWitt, Hudspeth, Gibson.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 661, A bill to be entitled "An Act to amend Chapter 5, Section 14, of the Local and Special Laws of the Regular Session of the Thirty-third Legislature, which was approved February 11, relating to the road system for San Jacinto county, Texas, so as to define the compensation and duties of road commissioners, and declaring an emergency,"

Have had the same under consideration and beg to report the same back to the Senate with the recommendation that it do pass and be not printed.

Henderson, chairman; Robbins, Townsend, Smith, McCollum, Morrow.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

H. B. No. 565, A bill to be entitled "An Act to diminish the Civil and Criminal Jurisdiction of the County Court of Irion county, to conform the jurisdiction of the District Court thereto; and to repeal all laws in conflict therewith, and declaring an emergency,"

Have had the same under consideration, and beg to report the same back to the Senate with the recommendation that it do pass and be not printed.

Nugent, chairman; Henderson, Conner, Parr, Bailey of Harris, King, Suter, Darwin, Gibson.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Mining and Irrigation, to whom was referred

H. B. No. 566, A bill to be entitled "An Act to amend Chapter 172, Sections 15, 21, 58, 59, 69, 70, 83, 85, and 97, of the General Laws of Texas passed at the Regular Session of the Thirty-third Legislature, and declaring an emergency,"

Have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Brelsford, chairman; King, Clark, Bailey of DeWitt, Conner, Hall, McCol-lum, Bailey of Harris, Parr.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Mining and Irrigation, to whom was referred

H. B. No. 591, A bill to be entitled "An Act to amend Chapter 173, Section 20 of the General Laws of the Thirty-third Legislature, being an act relating to prospecting and developing minerals and declaring an emergency,"

Have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass and be not printed.

Brelsford, chairman; King, Clark, Bailey of DeWitt, Conner, Hall, McCol-lum, Bailey of Harris, Parr.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

We, your Committee on Towns and City Corporations, to whom was referred

H. B. No. 611, A bill to be entitled "An Act to amend Article 1003, Chapter 10, Title 22 of the Revised Civil Statutes of Texas, 1911, so as to provide for the condemnation of private property in order to establish a dumping ground for garbage for an incorporated city or town,"

Have had the same under consideration, and we are requested to report the

same back to the Senate with the recommendation that it do pass and be not printed.

Hall, chairman; King, Bailey of Harris, Cowell, Harley, Lattimore, McCol-lum.

(Floor Report.)

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Stock and Stockraising, to whom was referred

H. B. No. 584, A bill to be entitled "An Act to amend Article 7234 of the Revised Civil Statutes of the State of Texas, of 1911, so as to provide for the election for the adoption of the stock law in territory between two subdivisions of a county which have adopted a stock law, and in territory adjoining a subdivision which has adopted a stock law in which there are at least fifty freeholders; and to provide for the extension of the stock law to territory intervening between two subdivisions that have adopted the stock law or to territory adjoining a subdivision which has adopted the stock law on the petition of the owners of such intervening or adjoining territory; and providing for the further extension of the stock law to lands owned by any person or persons, adjoining any other lands which have been added to territory in which a stock law prevails."

Have had the same under consideration and we beg leave to report the bill back to the Senate with the recommendation that it do pass, but be not printed.

Clark, chairman; Johnson, Lattimore, Hudspeth, Conner, Parr, Suiter.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Agricultural Affairs, to whom was referred

S. B. No. 352, A bill to be entitled "An Act to amend Sections 5 and 6, of Chapter 5, of the General Laws of the State of Texas, passed at the Second Called Session of the Thirty-third Legislature, relating to a system of permanent warehouses,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do pass, with the following committee amendments, but be not printed:

ASTIN, Chairman.

Amend the bill by striking out all of "Sections 5 and 6," and inserting in lieu thereof the following:

Section 5. Each licensed and bonded ginner under this Act shall take from each bale of cotton ginned by him three fair, true and correct samples of cotton, weighing not more than five and one-third ounces each and place the same in separate receptacles and seal the same so that they may not be opened except by cutting; one of said samples shall be filed for safe keeping by the ginner, and the other two shall be delivered to the owner; and in case the cotton is deposited in a warehouse, one of said samples shall be left with the warehouse manager; with said samples of cotton there shall also be placed a certificate under the signature of the ginner or gin company that said sample is a true, correct and fair sample, as far as said ginner or gin company may be able to determine, and that the ginner or gin company guarantees under its bond that no fraud was practiced in taking such samples and that same were fairly taken from said bale and were taken in such manner as that the taker believed them to be true, correct and fair samples of said bale, and that during the process of ginning said bale no foreign substance, water or anything had been placed in said cotton or thereafter while said cotton was in the possession of the ginner or gin company with the intent to defraud; that such certificate shall also have the name and address of the party for whom ginned, the name and address of the ginner or gin company, the name of the person upon whose land the cotton was raised, and the number of the bale on the books of said gin company, and the weight of the bale at the gin.

Sec. 6. Each and every bale of cotton ginned by a public gin in this State shall be wrapped in bagging so as to completely cover same, and leave none of the cotton exposed. The bagging in which the same is wrapped shall be of such a character of fiber and texture that all the markings placed on same will, under ordinary conditions, remain intact, and visible. Each and every licensed and bonded ginner shall place in letters and figures on one side of each bale of cotton ginned by him

in appropriate letters the following:

B.
B. G.

The first blank above indicated shall be filled in by the ginner by placing the same number as that on the bale shown on the books of the gin ginning the same; and the letter "B" shall stand for "bale"; and the second blank shall be filled by the ginner by inserting the number of the gin's license, assigned by the Board of Supervisors; and the letters "B. G." shall stand for "bonded gin."

Provided, that the provisions of the above two Sections 5 and 6 shall not become operative until June 1, 1917; and provided, further, that gins operated by corporations chartered under said Act are excepted from this provision.

Amend the bill, by adding at the end of the caption the following:

"By providing that said Sections shall not become operative until June 1, 1917; and providing, further, that gins operated by corporations chartered under said Act are excepted from these provisions, and declaring an emergency."

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

H. B. No. 397, A bill to be entitled "An Act to amend Article 7584, Title 126, Chapter 12, of the Revised Civil Statutes of 1911 of Texas, prescribing how and out of what moneys tax assessors be paid, and providing that the assessor of taxes may be paid out of the first moneys collected from occupation or other taxes for the year,"

Have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

MORROW, Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Judiciary Committee No. 2, to whom was referred

H. B. No. 648,

Have had the same under consid-

eration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, but be not printed.

HUDSPETH, Chairman.

(Floor Report.)

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 493, A bill to be entitled "An Act to amend Articles 2818 and 2819, Chapter 15, Title 48, of the Revised Civil Statutes of the State of Texas, 1911, by changing the date of holding elections for school trustees in common school districts, and providing compensation for the election board holding such elections, and declaring an emergency,"

Have had same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Bee, chairman; Darwin, Astin, Cowell, Gibson, Robbins, Harley.

(Floor Report.)

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Mining and Irrigation, to whom was referred

H. B. No. 233, A bill to be entitled "An Act to amend Section 1, Chapter 28, of the Acts of the First Called Session of the Thirty-third Legislature of the State of Texas, entitled 'An Act providing for the abolition of drainage districts, heretofore organized or that may hereafter be organized under the General Laws of the State of Texas; and providing a method for the creation of a trustee and treasurer to take charge of the property and effects of said abolished district and for the collection of claims or debts against such districts, and winding up the affairs thereof, and declaring an emergency,' prohibiting subsequent elections for the same purposes within periods of two years, repealing all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and beg to report the same

back to the Senate, with the recommendation that it do pass, and be not printed.

Brelsford, chairman; Hall, Bailey of DeWitt, Clark, Parr, McCollum, Conner, Bailey of Harris, King.

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Agricultural Affairs, to whom was referred H. B. No. 9, A bill to be entitled "An Act to establish a State Board of Forestry and to promote forest interest in the State,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, with the following House amendments, and be not printed:

Amend H. B. No. 9, by striking out all before the enacting clause, and inserting in lieu thereof the following:

"A bill to be entitled 'An Act authorizing the Board of Directors of the Agricultural and Mechanical College to appoint a State Forester, prescribing his qualifications, duties and salary; providing for a system of forest protection, management and replacement, and declaring an emergency,'"

Amend H. B. No. 9, by adding thereto Section 8, to read as follows:

"Section 8. The fact that the Session is drawing to a close and the crowded condition of the Calendar presents an emergency and an imperative public necessity requiring that the constitutional requirement that a bill be read on three several days be suspended, and that this Act take effect from and after its passage, and it is so enacted."

ASTIN, Chairman.

(Majority Report.)

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

H. B. No. 459, A bill to be entitled "An Act to amend Article 1950, of the Revised Civil Statutes of 1911, relating to cases brought up from inferior courts so as to provide that

new parties may be made after said cases have been brought up from inferior courts, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do not pass.

MORROW, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, a minority of your Judiciary Committee No. 1, to whom was referred

H. B. No. 459,

Have had the same under consideration, and we beg leave to report the bill back to the Senate, with the recommendation that it do pass.

CONNER.

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

H. B. No. 631, A bill to be entitled "An Act to amend Article 318, Chapter 1, Title 12, Revised Civil Statutes of Texas, 1911, providing for granting of license for the practice of law to lawyers immigrating to the State of Texas from any other State in the United States, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do pass, but be not printed.

MORROW, Chairman.

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

H. B. No. 583, A bill to be entitled "An Act to amend Article 5118, Title 75, Chapter 1, of the Revised Civil Statutes of Texas, 1911, so as to exempt from jury service all presidents, vice presidents, local managers, office clerks and plant employees of telephone companies,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do pass, with the following committee amendment, and be not printed:

Amend the bill, paragraph 7, by inserting after the word "engineers" and before the word "of," the word "yardmasters."

MORROW, Chairman.

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

H. B. No. 330, A bill to be entitled "An Act to amend Article 4621, Chapter 32, of the General Laws of the Thirty-third Legislature of Texas, passed at the Regular Session thereof, being 'An Act to amend Articles 4621, 4622 and 4624, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, concerning the marital rights of parties, defining separate and community property of the husband and wife,' etc.

Have had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do pass, and be no printed.

MORROW, Chairman.

Committee Room,

Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 603, A bill to be entitled 'An Act to amend Chapter 21 of the Local and Special Laws of the Regular Session of the Thirty-second Legislature, as amended by Chapters 152 and 153 of the Local and Special Laws of the Regular Session of the Thirty-third Legislature, which Act, as so amended, creates a Special Road System for Williamson County, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the amendment, and be not printed.

HENDERSON, Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 654, A bill to be entitled "An Act to create a more efficient road system for Lavaca County, and making the county commissioners of said county road commissioners, prescribing their powers and duties as such, etc., and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

HENDERSQN, Chairman.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 356 and find the same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 280 and find the same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 212 and find the same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 410 and find the same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 230 and find the same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 16, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 241 and find the same correctly engrossed.

SMITH, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 424 and find the same correctly engrossed.

SMITH, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills, have carefully compared Senate bill No. 289 and find the same correctly engrossed.

SMITH, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 207 and find the same correctly engrossed.

SMITH, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 222 and find the same correctly engrossed.

SMITH, Acting Chairman.

Memorial

By Senator Hall:

WHEREAS, at his home in Wharton this morning, there departed from this life Hon. J. G. Barbee, a distinguished citizen of Texas and a former member of the Legislature of Texas, and

WHEREAS, Texas has lost one of her noble and patriotic citizens; Therefore, be it resolved that the Senate of Texas, mourning the loss of this valued citizen and patriot, set apart a page in the Journal to be dedicated to his memory, and a copy of this resolution be sent to the family of the deceased by the Secretary of this body.

Signed: Hall, Morrow, Conner, Bailey of Harris, Cowell, McCollum, Robbins, Nugent, McGregor, Henderson, Bailey of DeWitt, Wiley, Darwin, Suiter, Harley, Clark, Townsend, Page, Smith, Brelsford, Astin, Bee, Parr, Harris, Gibson, Hudspeth.

The resolution was read and adopted.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 360 and find the same correctly engrossed.

HALL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 300 and find the same correctly engrossed.

HALL, Acting Chairman.

FORTY-SIXTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, March 18, 1915.

The Senate met at 10 o'clock, a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

Astin.	Hudspeth.
Bailey of DeWitt.	Johnson.
Bailey of Harris.	King.
Bee.	McCollum.
Clark.	McGregor.
Conner	Morrow.
Cowell.	Nugent.
Darwin.	Page.
Gibson.	Robbins.
Hall.	Smith.
Harley.	Suiter.
Harris.	Westbrook.
Henderson.	Wiley.

Absent.

Brelsford.	Parr.
McNealus.	Townsend.

Absent—Excused.

Lattimore.

Prayer by Rev. Hugh B. Atkins.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Nugent.

Excused.

Senator Lattimore, for today and tomorrow, on account of the death of his brother, on motion of Senator Cowell.

Simple Resolution No. 140.

Senator McCollum here offered a resolution anent the death of the brother of Senator Lattimore which occurred at Waco on yesterday.

The resolution was signed by all members of the Senate and adopted by a rising vote. (The resolution will be found on separate page.)

Simple Resolution No. 141.

Be it resolved by the Senate, that hereafter during the remainder of the Regular Session of the Thirty-fourth Legislature no member of the Senate shall be permitted to speak more than once upon any subject that may come before the Senate, and that he be not allowed to consume more than five minutes in said speech, and that no member be permitted to interrupt a member while speaking for any purpose.

HENDERSON.
CONNER.

The resolution was read and adopted.

Simple Resolution No. 142.

By Senator Clark:

Whereas, an executive session has been called for 2 p. m. today for the purpose of confirming the "Notaries Public" of the various counties. Therefore, be it

Resolved, That the Notary Clerk be instructed to send the list of Notaries to the Governor at once.

The resolution was read and adopted.

Bills and Resolutions.

(By unanimous consent.)

By Senator Clark:

S. B. No. 427, A bill to be entitled "An Act to appropriate out of the general revenue, not otherwise appropriated, the sum of \$415,000.00 for the purpose of making repairs on and rearrangement of the State Capitol Building in the City of Austin, Texas, etc., to create a board